

Holland & Knight

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April 29, 2013

Norman P. Leventhal
(202) 828-1860

VIA UPS OVERNIGHT

Federal Communications Commission
U.S. Bank - Government Lockbox
International and Satellite Service
P.O. Box 979093 (SL-MO-C2-GL)
1005 Convention Plaza, MO 63101
St. Louis, Missouri 63197-9000

Re: Form 308 Application for Permit to Deliver Programs to
Foreign Broadcast Stations
Bay City Television, Inc.
Extension of Existing Authority, 325-RWL-20080505-00002

Dear Sir or Madam:

On behalf of Bay City Television, Inc., ("Bay City"), enclosed are an original and two copies of an Application for Permit to Deliver Programs to Foreign Broadcast Stations (FCC Form 308) requesting Commission approval in the extension of existing authority of File No. 325-RWL-20080505-00002, in the delivery via satellite, of Bay City programming to Mexican television station XETV(TV), Tijuana, Mexico.

Also enclosed is a Remittance Advice (FCC Form 159) and a check for \$95.00 made payable to the Federal Communications Commission for the filing fee.

An extra copy of the filing is enclosed. Please date-stamp the extra copy and return it in the self-addressed, postage paid envelope.

Should you have any questions regarding this matter, please contact the undersigned.

Sincerely,



Norman P. Leventhal

FOR COMMISSION USE ONLY

File No.

United States of America
Federal Communications Commission
Washington, D.C. 20554

APPLICATION FOR PERMIT TO DELIVER PROGRAMS TO FOREIGN BROADCAST STATIONS
(Carefully read instructions before filling out Form--RETURN ONLY FORM TO FCC)

1. Name of applicant	Street Address or P. O. Box	City	State	ZIP Code	Telephone No. (Include area code)
Bay City Television, Inc.	8253 Ronson Road	San Diego	CA	92111	(858) 279-6666

2. Name and address to whom communication should be sent if different from item 1.					
Name	Street Address or P.O. Box	City	State	ZIP Code	Telephone No. (include area code)
Norm Leventhal	Holland & Knight LLP 800 17th Street, N.W.	Washington	DC	20006	(202) 955-3000

3. Legal identity of applicant: (only check one box)

Individual Partnership Corporation Government Entity Other

If Other specify:

4. Application is for:

New Authorization

325-RWL-20080505-00002
 Extension of Existing Authority

5. If applicant is an individual, is applicant a citizen of the United States? D/N/A YES NO

6. If applicant is a partnership, are all partners citizens of the United States? D/N/A YES NO

7. If Applicant is a corporation: --See Exhibit 1-- (Alien Ownership)

a. Under laws of what state was it organized? California

b. Is more than one-fifth of the capital stock of the corporation owned of record or may it be voted by aliens or their representatives or by a foreign government or representative thereof, or by any corporation organized under the laws of a foreign country? YES NO

c. Is any officer or director of the corporation an alien? YES NO

If the answer is Yes, give the following for each:

Name	Nationality	Position
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d. Is applicant directly or indirectly controlled by any other corporation?

YES NO

If the answer is Yes, give the following for the controlling corporation.

Name	Address	State in which organized
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e. Is more than one-fourth of the capital stock of the controlling corporation either owned of record, or may it be voted by aliens, their representatives, or by a foreign government or representative thereof, or by any corporation organized under the laws of a foreign country?

YES NO

f. Is any officer or more than one-fourth of the directors of the corporation an alien?

YES NO

If the answer is Yes, give the name, nationality, and position of each, and give the total number of directors of the corporation.

Name	Nationality	Position	Number of Directors
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g. Is the above-described controlling corporation in turn a subsidiary?

YES NO

If the answer is Yes, attach as Exhibit No. ____ additional information answering the holding company questions in this paragraph for each company, to and including the organization having ultimate control.

8. a. If the applicant is an unincorporated association, give the following: D/N/A

Total number of members	Number of Alien members (if any)
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b. State the following for alien officers or directors (if any):

Name	Nationality	Position
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9. a. What is applicant's principal business?

Television production, programming and sales operations of Station XETV (Tijuana, Mexico)

b. Does applicant or any party to this application have any interest in, or connection with, any AM, FM, or TV broadcast station (either domestic or foreign), or any application pending before the commission?

YES No

If the answer is Yes, attach Exhibit No. 2 giving full particulars.

10. Is applicant a representative of an alien or of a foreign government?

YES No

If the answer is Yes, explain.

-- See Exhibit 1 --

11. a. Has any radio station authorization previously issued to the applicant or party to this application been revoked, either by the Commission or by any court?

YES No

b. Has any previous application by the applicant or party to this application been denied by the Commission or by a predecessor agency?

YES No

If the answer to (a) and/or (b) is Yes, explain:

12. a. Has applicant or any party to this application been found guilty by any court of any felony?

YES No

b. Has applicant or any party to this application been finally adjudged guilty by a federal court of the violation of the laws of the United States relating to unlawful monopoly, restraint of trade, and/or unfair methods of competition?

YES No

If the answer to (a) and/or (b) is Yes, explain.

13. Address of studio or other place at which programs will originate:

8253/8283 Ronson Road, San Diego, CA 92111

14. State ownership of originating facilities.

-- See Exhibit 2 --

15. Describe the means (wireline, radio link, or other method) whereby programs will be delivered, to foreign station(s), including names of any interconnecting common carriers.

Satellite and terrestrial microwave, fiber link, network area storage (computer network) or leased private or common carrier capacity

16. Give the location, type, and authorized power of foreign station(s) to which programs will be delivered, and identify the licensee or operating agency of such station(s).

Programs will be delivered to commercial TV station XETV, Tijuana, B.C. Mexico, licensed to Radio y Television, S.A. de C.V. XETV operates in analog mode on channel 6 at 100kW maximum visual effective radiated power and in digital mode on channel 23 at 403kW maximum visual effective radiated power from Mount San Antonio, Tijuana

17. Attach as Exhibit No. 2 a full explanation of the legal relationship between the applicant and foreign station(s) involved, including a copy of contract (if any) with foreign station(s).

18. (a) Attach as Exhibit No. 3 a statement as to whether program deliveries are to be intermittent or regularly scheduled, and the average number of hours per day, week and/or month during which the foreign station(s) involved will broadcast such programs.

(b) Attach as Exhibit No. 4 a detailed description of the nature and character of the programming proposed and the language to be employed.

CERTIFICATION

The APPLICANT acknowledges that all statements contained in this application and attached exhibits are material representations, and that the exhibits forming a part of this application are incorporated herein as if set out in full in the application. The undersigned certifies that the statements contained in this application are true, complete, and correct to the best of his/her knowledge and belief and are made in good faith.

Signed and dated this 25 day of April, 192013

(Name of Applicant)

By

(Signature)

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT. U.S. CODE, TITLE 18, SECTION 1001.

VP, CFO & TREASURER
(Title)

EXHIBITS furnished as required by this form:

Exhibit No.	Para. No. of form	Name of officer or employee (1) by whom or (2) under whose direction exhibit was prepared (show which)	Official title
1	7,10		
2	9, 14, 16-17	Rodrigo Salazar	Vice President, CFO &
3	18(a)		TREASURER
4	18(b)		

EXHIBIT 1

Bay City Television, Inc.
FCC Form 308
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ALIEN OWNERSHIP

The applicant, Bay City Television, Inc. ("Bay City"), is a California corporation all of whose corporate officers and directors are Citizens of the United Mexican States ("Mexico).

Directors

Jose Antonio Baston Patiño	Director and Chairman
Salvi Rafael Folch Viadero	Director
Jorge Lutteroth Echegoyen	Director
Felix José Araujo Ramirez	Director
Maria Azucena Dominguez Cobián	Director
Joaquin Balcarcel Santa Cruz	Alternate Director

Officers

Jose Antonio Bastón Patiño	Chairman
Felix José Araujo Ramirez	Vice-President
Rodrigo de Jesús Salazar Hernández	Vice-President and CFO and Treasurer
Joaquin Balcarcel Santa Cruz	Secretary
María Azucena Dominguez Cobián	Assistant Secretary

Bay City is directly owned by TVU Enterprises, Inc. a Delaware Corporation ("TVU"), and indirectly owned by Grupo Televisa, S.A.B. a Mexican Corporation based in Mexico City ("Televisa"). Televisa is owned by public shareholders located worldwide.

Such ownership by non-U.S. citizens is not a bar to the grant of a Section 325(c) authorization. Indeed, Bay City itself currently holds such authorization: the one for which renewal is hereby sought, which for the past several years has enabled Bay City to transmit local news and other programming electronically to Station XETV(TV), Tijuana, B.C., Mexico.

Bay City is not the representative of a foreign government.

EXHIBIT 2

Bay City Television, Inc.
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Questions 9, 17
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1 of 1

LEGAL RELATIONSHIP WITH FOREIGN STATION

The applicant, Bay City Television, Inc. ("Bay City"), provides programming and advertising sales services to Mexican television station XETV, which operates in digital mode on Chanel 23 from Mount San Antonio, Tijuana. Although Bay City and Radio Televisión, S.A. de C.V. ("R.T.S.A."), the licensee of XETV, are both indirectly wholly-owned subsidiaries of Grupo Televisa, S.A.B., their legal relationship for purposes of the provision of these services is one of independent contractors.

A copy of the contract between Bay City and R.T.S.A. is on file with the FCC.

EXHIBIT 3

Bay City Television, Inc.

FCC Form 308

Questions 18a

April, 2013

1 of 1

SCHEDULING AND QUANTITY OF PROGRAM DELIVERIES

The programming that is the subject of this application will be transmitted to XETV's transmission facilities daily, and includes a full program schedule.

NATURE OF PROGRAMMING

XETV-DT, Channel 23, Tijuana, currently provides the San Diego television market with programming in the English language twenty-four hours per day, seven days a week. XETV is the market's CW (Television) Network affiliate.¹

In addition to new programming it produces on a time-sensitive basis, Bay City transmits electronically from San Diego to XETV in Tijuana its locally-produced public affairs and other programming, as well as general entertainment and sports programming.

In sum, the requested permit encompasses the electronic delivery by Bay City to XETV-DT of all types of programming from any source, for digital broadcast on Channel 23, and specifically the following:

Locally-produced news and public affairs programming and other local programming as well as all entertainment, sports, non-entertainment and other programming that Bay City acquires from U.S. program distributors, including syndicators and network organizations.

All programming will continue to be broadcast in the English language.

¹ CW programming is delivered by satellite to XETV's Tijuana transmission facilities pursuant to a Section 325 authorization issued by the Commission.