

APPLICATION FOR EARTH STATION SPECIAL TEMPORARY AUTHORITY

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APPLICANT INFORMATION Enter a description of this application to identify it on the main menu:  
E040379 STA Request for Approval to Consummate AL

**I. Applicant**

<b>Name:</b>	Gray Television Licensee, LLC	<b>Phone Number:</b>	404-504-9828
<b>DBA Name:</b>		<b>Fax Number:</b>	
<b>Street:</b>	4370 Peachtree Road, NE	<b>E-Mail:</b>	Kevin.Latek@gray.tv
<b>City:</b>	Atlanta	<b>State:</b>	GA
<b>Country:</b>	USA	<b>Zipcode:</b>	30319
<b>Attention:</b>	Kevin Latek		



File # SES-STA-2014 0911 - 00714

Call Sign E040379 Grant Date 9/12/2014  
(or other identifier)

Term Dates  
From 9/12/2014 To: 10/11/2014

Approved: Jeanette D. Spriggs

<b>2. Contact</b>	
<b>Name:</b> Robert J. Folliard III	<b>Phone Number:</b> 202-7762357
<b>Company:</b> Cooley LLP	<b>Fax Number:</b>
<b>Street:</b> 1299 Pennsylvania Avenue, NW Suite 700	<b>E-Mail:</b> rfolliard@cooley.com
<b>City:</b> Washington	<b>State:</b> DC
<b>Country:</b> USA	<b>Zipcode:</b> 20004 -
<b>Attention:</b> Robert Folliard	<b>Relationship:</b> Legal Counsel
(If your application is related to an application filed with the Commission, enter either the file number or the IB Submission ID of the related application. Please enter only one.)	
3. Reference File Number SESASG2014090300690 or Submission ID	
4a. Is a fee submitted with this application?	
<input checked="" type="radio"/> If Yes, complete and attach FCC Form 159. If No, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114).	
<input type="radio"/> Governmental Entity <input type="radio"/> Noncommercial educational licensee	
<input type="radio"/> Other (please explain):	
4b. Fee Classification CGX - Fixed Satellite Transmit/Receive Earth Station	
5. Type Request	
<input type="radio"/> Use Prior to Grant <input type="radio"/> Change Station Location <input checked="" type="radio"/> Other	
6. Requested Use Prior Date	
09/15/2014	
7. City	
8. Latitude (dd mm ss.s h) 0 0 0.0	

9. State	10. Longitude (dd mm ss.s h) 0 0 0.0
11. Please supply any need attachments. Attachment 1: Attachment 1      Attachment 2: Attachment 2:      Attachment 3: Attachment 3:	
12. Description. (If the complete description does not appear in this box, please go to the end of the form to view it in its entirety.) Applicant requests Special Temporary Authority to consummate the transactions noted in Exhibit 1 prior to FCC approval.	
13. By checking Yes, the undersigned certifies that neither applicant nor any other party to the application is subject to a denial of Federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Act of 1988, 21 U.S.C. Section 862, because of a conviction for possession or distribution of a controlled substance. See 47 CFR 1.2002(b) for the meaning of "party to the application"; for these purposes.      Yes <input checked="" type="radio"/> No <input type="radio"/>	
14. Name of Person Signing Kevin P. Latek	15. Title of Person Signing Secretary
WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND / OR IMPRISONMENT (U.S. Code, Title 18, Section 1001), AND/OR REVOCATION OF ANY STATION AUTHORIZATION (U.S. Code, Title 47, Section 312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, Section 503).	

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## **REQUEST FOR SPECIAL TEMPORARY AUTHORITY**

FCC File Nos.:

WJRT-TV: E040304: SES-T/C-20140723-00611; SES-ASG-20140903-00692  
E040379: SES-T/C-20140723-00609; SES-ASG-20140903-00690  
E970268: SES-T/C-20140723-00610; SES-ASG-20140903-00691

WTVG: E040306: SES-T/C-20140723-00613; SES-ASG-20140903-00687  
E070082: SES-T/C-20140723-00612; SES-ASG-20140903-00693

Gray Television Group, Inc. (“GTG”) and Gray Television Licensee, LLC (“Gray Licensee,” and together with GTG, “Gray”) hereby request special temporary authority for Gray to operate the above referenced earth stations (the “Earth Stations”) while the FCC continues to process the above-referenced transfer of control and *pro forma* assignment of license applications.

### **Background**

On July 23, 2014, Gray filed a series of applications with the Media, Wireless, and International Bureaus to transfer control of the FCC licenses used in connection with television stations WJRT-TV, Flint, Michigan, and WTVG, Toledo, Ohio.<sup>1</sup> The applications sought authority to transfer control of WJRT-TV and WTVG from SJL Holdings II, LLC to GTG. The Media Bureau and the Wireless Bureau each have granted their respective applications. The applications filed with the International Bureau, however, remain pending.

As part of its acquisition of television stations WJRT-TV and WTVG, Gray later filed several applications seeking consent to the *pro forma* assignment of the licenses from Flint License Subsidiary Corp. (WJRT-TV) and WTVG, Inc. (WTVG) to Gray Licensee.<sup>2</sup> The Media Bureau also has granted its respective *pro forma* applications. The *pro forma* applications filed with the International Bureau, however, remain pending. Gray anticipates that it will consummate the *pro forma* assignment of licenses one day after it consummates the transfer of control.

The chart attached as Exhibit B shows the ownership structure proposed once the parties consummate the transfer of control applications and the structure proposed once the parties consummate the *pro forma* assignment of license transaction.

### **Request for Special Temporary Authority**

Gray respectfully requests Special Temporary Authority to operate the Earth Stations as set forth in the above referenced transfer of control and *pro forma* assignment of license applications. Gray anticipates that it will consummate the transfer of control on September 15,

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<sup>1</sup> Exhibit A includes a list of each of the call signs and file numbers for all of the relevant applications.

<sup>2</sup> See Exhibit A.

2014, and it will consummate the *pro forma* assignment of licenses one day later on September 16, 2014.

Grant of this request for Special Temporary Authority is in the public interest. As an initial matter, both the Media and Wireless Bureaus have already made a finding that both the transfer of control and *pro forma* assignment of licenses serve the public interest. Grant of this request for Special Temporary Authority also will serve the public interest for the same reasons found by the other Bureaus. Moreover, grant of this request for Special Temporary Authority will allow Gray to continue to use the Earth Stations in connection with the operations for television stations WJRT-TV and WTVG. Specifically, the Earth Stations allow the television stations to receive quality programming and aid in the gathering and reporting of local news. Thus, Special Temporary Authority will ensure that local viewers will not suffer even though the applications for the Earth Stations remain pending.

The transfer of control and *pro forma* assignment of license applications remain pending due to circumstances beyond Gray's control. Gray timely filed each of the applications, and the Media Bureau and Wireless Bureau promptly put each application on Public Notice. The International Bureau, however, did not place its application for the transfer of control on Public Notice until August 27, 2014 – more than thirty days after Gray filed the applications. Thus, the International Bureau applications remain pending even though the applications filed with the other Bureaus have been granted.

Gray only seeks Special Temporary Authority to operate the Earth Stations in the manner proposed in each of the pending transfer of control and *pro forma* assignment of license applications until the International Bureau is able to complete its processing of the applications, and Gray requests Special Temporary Authority for a period of no more than thirty days. Gray recognizes that grant of this request for Special Temporary Authority will in no way prejudice any decision the International Bureau might make regarding the pending applications.

Gray respectfully requests expedited processing of this request. The parties have scheduled the closing of the transfer of control for **Monday, September 15, 2014**, and the *pro forma* assignment of licenses is scheduled to close one day later on Tuesday, September 16, 2014.

## EXHIBIT A

Gray filed the following applications with the FCC on July 23, 2014, for the transfer of control of the licenses used in connection with television station WJRT-TV:

Bureau	Call Sign	File No.	Date Granted
Media	WJRT-TV	BTCCDT-20140723AFI	9/5/2004
Wireless	KNAH775, WEG842, WEG843, WNLC477, WPNX785, WPXX893	0006384817	9/11/2014
International	E040304	SES-T/C-20140723-00611	Pending
International	E040379	SES-T/C-20140723-00609	Pending
International	E970268	SES-T/C-20140723-00610	Pending

Gray filed the following applications with the FCC for the *pro forma* assignment of licenses used in connection with television station WJRT-TV:

Bureau	Call Sign	File No.	Date Granted
Media	WJRT-TV	BALCDT-20140829ACG	9/11/2004
Wireless	KNAH775, WEG842, WEG843, WNLC477, WPNX785, WPXX893	0006446133	Pending
International	E040304	SES-ASG-20140903-00692	Pending
International	E040379	SES-ASG-20140903-00690	Pending
International	E970268	SES-ASG-20140903-00691	Pending

Gray filed the following applications with the FCC on July 23, 2014, for the transfer of control of the licenses used in connection with television station WTVG:

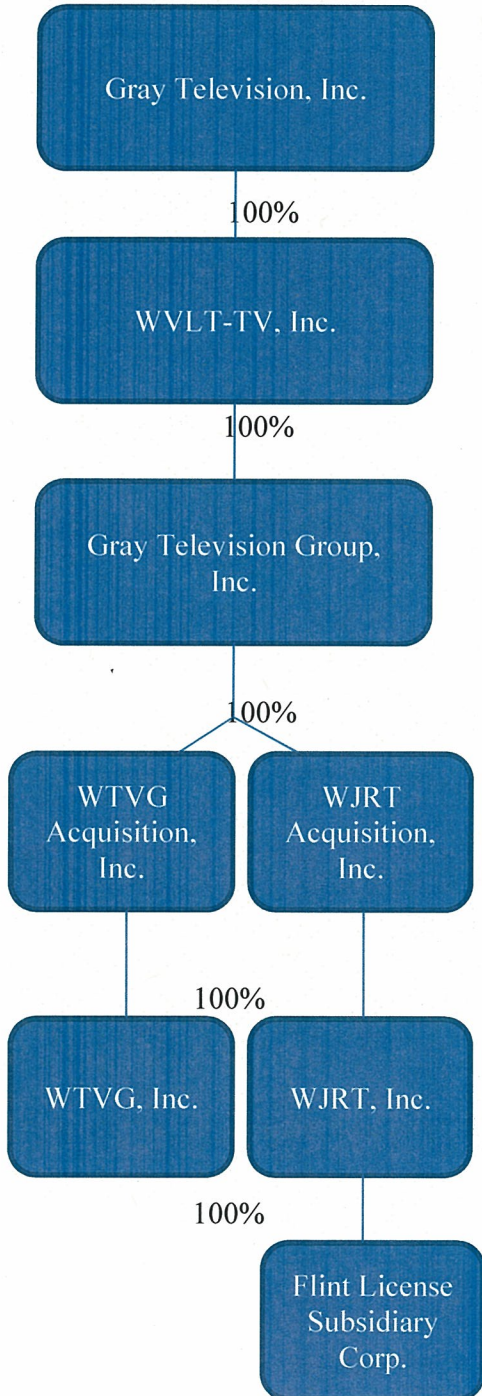
Bureau	Call Sign	File No.	Date Granted
Media	WTVG	BTCCDT-20140723AFJ	9/5/2004
Wireless	WQEW538, WQRF664, WQRF665, WQRF666, WQTQ262	000638829	9/11/2014
International	E040306	SES-T/C-20140723-00613	Pending
International	E070082	SES-T/C-20140723-00612	Pending

Gray filed the following applications with the FCC for the *pro forma* assignment of licenses used in connection with television station WTVG:

Bureau	Call Sign	File No.	Date Granted
Media	WTVG	BALCDT-20140829ACF	9/11/2004
Wireless	WQEW538, WQRF664, WQRF665, WQRF666, WQTQ262	0006446112	Pending
International	E040306	SES-ASG-20140903-00687	Pending
International	E070082	SES-ASG-20140903-00693	Pending

**EXHIBIT B**

**Ownership Structure Proposed in SJL  
Transaction Transfer of Control  
Applications**



**Ownership Structure Proposed in Pro  
Forma Assignment of License Applications**

