



Fletcher, Heald & Hildreth

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PETER TANNENWALD
(703) 812-0404
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November 29, 2010

Marlene H. Dortch, Secretary
Federal Communications Commission
Washington, DC 20554

FILED/ACCEPTED

NOV 29 2010

Federal Communications Commission
Office of the Secretary

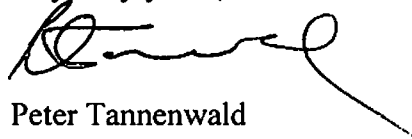
Re: Amendment to File No. BDSTA-20070615ADE
D'Amico Brothers Broadcasting Corporation
K26FA, Del Mar, CA
Facility ID 14910

Dear Ms. Dortch:

Submitted herewith in triplicate is an amendment to the above-referenced pending application for special temporary authority (STA) for low power television station K26FA, Del Mar, California, to operate with the facilities proposed in pending application BDFCDTL-20070227ACN. This amendment reduces effective radiated power and proposes an antenna pattern which will both comply with Mexican approval that is in hand and avoid prohibited interference to any existing station or pending application claiming priority over K26FA.

If there are any questions about this amendment, please contact the undersigned.

Very truly yours,



Peter Tannenwald

Attachment

cc: (w/att – by e-mail)

Mr. Richard D'Amico
Mr. Kevin T. Fisher
Mr. Hossein Hashemzadeh

PLEASE STAMP
AND RETURN
THIS COPY TO PT
FLETCHER, HEALD & HILDRETH

Federal Communications Commission Washington, D.C. 20554	Approved by OMB 3060-0386 (July 2002)	FOR FCC USE ONLY
Engineering STA Read Instructions/FAQ before filling out form		FOR COMMISSION USE ONLY FILE NO. BDSTA-20070615ADE amendment

Section I - General Information

1. Legal Name of the Applicant D'AMICO BROS. BROADCASTING CORPORATION			
Mailing Address 155 - 13TH ST.			
<table border="1"> <tr> <td data-bbox="118 577 552 651">City DEL MAR</td> <td data-bbox="552 577 1071 651">State or Country (if foreign address) CA</td> <td data-bbox="1071 577 1492 651">Zip Code 92014 - 2331</td> </tr> </table>	City DEL MAR	State or Country (if foreign address) CA	Zip Code 92014 - 2331
City DEL MAR	State or Country (if foreign address) CA	Zip Code 92014 - 2331	
<table border="1"> <tr> <td data-bbox="118 651 1071 724">Telephone Number (include area code) 8584815686</td> <td data-bbox="1071 651 1492 724">E-Mail Address (if available) RDAMICO@ROADRUNNER.COM</td> </tr> </table>	Telephone Number (include area code) 8584815686	E-Mail Address (if available) RDAMICO@ROADRUNNER.COM	
Telephone Number (include area code) 8584815686	E-Mail Address (if available) RDAMICO@ROADRUNNER.COM		
<table border="1"> <tr> <td data-bbox="118 724 552 808">FCC Registration No</td> <td data-bbox="552 724 1071 808">Call Sign K26FA</td> <td data-bbox="1071 724 1492 808">Facility ID Number 14910</td> </tr> </table>	FCC Registration No	Call Sign K26FA	Facility ID Number 14910
FCC Registration No	Call Sign K26FA	Facility ID Number 14910	
2. Contact Representative (if other than licensee/permittee) PETER TANNENWALD			
Firm or Company Name FLETCHER, HEALD & HILDRETH, P.L.C.			
Mailing Address 1300 N. 17TH ST. 11TH FLOOR			
<table border="1"> <tr> <td data-bbox="118 1102 552 1176">City ARLINGTON</td> <td data-bbox="552 1102 1071 1176">State or Country (if foreign address) VA</td> <td data-bbox="1071 1102 1492 1176">ZIP Code 22209 - 3801</td> </tr> </table>	City ARLINGTON	State or Country (if foreign address) VA	ZIP Code 22209 - 3801
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<table border="1"> <tr> <td data-bbox="118 1176 1071 1249">Telephone Number (include area code) 7038120404</td> <td data-bbox="1071 1176 1492 1249">E-Mail Address (if available) TANNENWALD@FHHILAW.COM</td> </tr> </table>	Telephone Number (include area code) 7038120404	E-Mail Address (if available) TANNENWALD@FHHILAW.COM	
Telephone Number (include area code) 7038120404	E-Mail Address (if available) TANNENWALD@FHHILAW.COM		
3. Purpose: <input checked="" type="radio"/> Engineering STA <input type="radio"/> Extension of Existing Engineering STA <input type="radio"/> Legal STA <input type="radio"/> Extension of Existing Legal STA			
4. Service: TX			
5. Community of License: City: VISTA State: CA			
6. If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input type="radio"/> Governmental Entity <input type="radio"/> Noncommercial Educational Licensee/Permittee <input checked="" type="radio"/> Other NO FEE FOR AMENDMENT <input type="radio"/> N/A (Fee Required)			

TECHNICAL SPECIFICATIONS

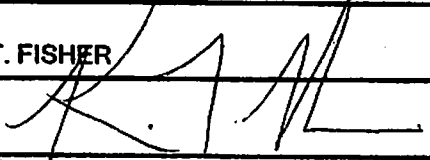
Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.

TECH BOX

7.1. Channel: 26
7.2. Frequency Offset: <input checked="" type="radio"/> No offset <input type="radio"/> Zero offset <input type="radio"/> Plus offset <input type="radio"/> Minus offset
7.3. Translator Input Channel No. :

7.4.	Antenna Location Coordinates: (NAD 27) Latitude: Degrees 33 Minutes 0 Seconds 32 <input checked="" type="radio"/> North <input type="radio"/> South Longitude: Degrees 116 Minutes 58 Seconds 16 <input checked="" type="radio"/> West <input type="radio"/> East										
7.5.	Antenna Structure Registration Number: 1026468 <input type="checkbox"/> Not Applicable <input type="checkbox"/> Notification filed with FAA										
7.6.	Antenna Location Site Elevation Above Mean Sea Level: 880 meters										
7.7.	Overall Tower Height Above Ground Level: 28 meters										
7.8.	Height of Radiation Center Above Ground Level: 15.2 meters										
7.9.	Maximum Effective Radiated Power (ERP) Towards Radio Horizon: 2 kW										
7.10.	Maximum ERP in any Horizontal and Vertical Angle: 0.087 kW										
7.11	Transmitting Antenna: Before selecting Directional "Off-the-Shelf", refer to "Search for Antenna Information" under CDBS Public Access (http://licensing.fcc.gov/prod/cdbs/pubacc/prod/cdbs_pa.htm). Make sure that the Standard Pattern is marked Yes and that the relative field values shown match your values. Enter the Manufacturer (Make) and Model exactly as displayed in the Antenna Search. <input checked="" type="radio"/> Nondirectional <input type="radio"/> Directional "Off-the-shelf" <input checked="" type="radio"/> Directional composite Manufacturer MCI Model 955512-CUSTOM										
Directional Antenna Relative Field Values: <input type="checkbox"/> N/A (Nondirectional or Directional "Off-the-shelf") Rotation (Degrees): 220 <input type="checkbox"/> No Rotation											
Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
0	1	10	0.872	20	0.729	30	0.556	40	0.378	50	0.218
60	0.094	70	0.021	80	0.01	90	0.01	100	0.01	110	0.01
120	0.01	130	0.01	140	0.01	150	0.01	160	0.01	170	0.01
180	0.01	190	0.01	200	0.01	210	0.01	220	0.01	230	0.01
240	0.01	250	0.01	260	0.01	270	0.01	280	0.01	290	0.021
300	0.094	310	0.218	320	0.378	330	0.556	340	0.729	350	0.872
Additional Azimuths											
8.	Please explain in detail the "extraordinary circumstances" which warrant temporary operations at variance from the Commission's Rules. In addition, please specify 1) the specific rules and/or policies from which the applicant seeks temporary relief; 2) how the public interest will be furthered by grant; and 3) the expected duration of the STA and the licensee's plan for restoration of licensed operation. If requesting variance with other than authorized technical facilities, please specify the exact facilities sought.								[Exhibit 22]		
9.	Anti-Drug Abuse Act Certification. Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.								<input checked="" type="radio"/> Yes <input type="radio"/> No		

I certify that I have prepared Engineering Data on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name	KEVIN T. FISHER		Relationship to Applicant (e.g., Consulting Engineer)
Signature			ENGINEERING CONSULTANT
			Date (mm/dd/yyyy)
			11/29/2010
Mailing Address			
2237 TACKETTS MILL DRIVE			
SUITE A			
City	State or Country (if foreign address)		Zip Code

LAKE RIDGE	VA	22192 -3036
Telephone Number (No dashes or parentheses, include area code) 7034942101	E-Mail Address (if available) KEVIN@SMITHANDFISHER.COM	

I hereby certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations.

Typed or Printed Name of Person Signing RICHARD D'AMICO	Typed or Printed Title of Person Signing PRESIDENT
Signature	Date (mm/dd/yyyy) 11/29/2010

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Exhibits

Exhibit 22
Description: JUSTIFICATION FOR AMENDMENT AND STA

PLEASE SEE ATTACHED LETTER AND ENGINEERING STATEMENT.

Attachment 22

D'AMICO BROTHERS BROADCASTING CORPORATION

**115 - 13TH ST.
DEL MAR, CA 92014-2331
Telephone: 858-481-5686**

November 29, 2010

**Marlene H. Dortch, Secretary
Federal Communications Commission
Washington, DC 20554**

**Re: Amendment to File No. BDSTA-20070615ADE
K26FA, Del Mar, CA
Facility ID 14910
FRN 0007-2835-75**

Dear Ms. Dortch:

This is an amendment to the above-referenced application of Rick D'Amico for special temporary authority (STA) to operate low power television station with the facilities proposed in pending application BDFCDTL-20070227ACN.

The STA application is amended to substitute D'Amico Brothers Broadcasting Corporation in place of Rick D'Amico as the applicant and to change the applicant's FRN to 0007-2835-75, both changes reflecting approval of the *pro forma* assignment of license approved under File No. BALTTL-20100706CBG, effective August 26, 2010.

In a separate STA application for analog operation, BSTA-20090304ABK, the applicant requested that digital BDSTA-20070615ADE be dismissed; but the Commission never effectuated the dismissal. The analog and digital STA requests both remain pending. The digital dismissal request is now withdrawn. Instead it is requested that the analog STA application be dismissed and the digital STA application be granted.

A grant of the STA at this time is justified by two recent new developments: successful completion of international coordination and the impact of the Commission's plan to re-pack the broadcast television spectrum pursuant to the National Broadband Plan.

The government of Mexico has approved the facilities greater than those proposed in the digital STA application. The instant STA amendment requests the same transmitter site proposed in BDFCDTL-20070227ACN, but with less effective radiated power and no coverage exceeding the Mexican approval on any azimuth. A copy of the Mexican approval is attached. Thus international coordination is no longer an obstacle to an STA grant.

The only other obstacle to a grant of the flash cut construction permit application is the Commission's deficiency letter of March 17, 2010, indicating that the construction permit application is mutually exclusive with two other applications filed as displacements, both of which were filed later in time than the K26FA application but would have priority if their claims for displacement relief were meritorious. The digital construction permit application was amended on July 28, 2010, challenging the validity of the displacement claims.

Marlene H. Dortch, Secretary
November 29, 2010
Page 2

There is no need, however, to resolve the validity of the displacement claims before granting K26FA's STA request, because the instant amendment avoids prohibited interference to either of the displacement applications. The instant amendment also protects co-channel licensed station KVCR-DT, Facility ID 58795.

In light of the fact that Mexican approval is in hand, and no prohibited interference will be caused to any licensed application or pending application, it is requested that the STA for digital operation be granted promptly.

The applicant requests that BDFCDTL-20070227ACN be retained in pending status.

Anti-Drug Abuse Certification. The Applicant certifies that neither Applicant nor any party to this application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.

Respectfully submitted,

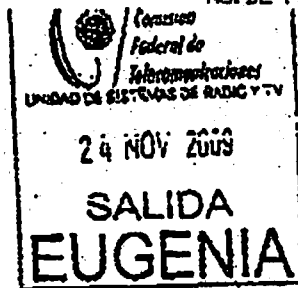
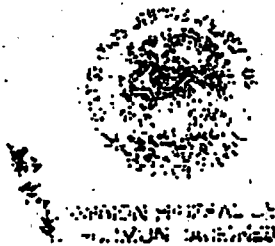
A handwritten signature in cursive script that reads "Richard D'Amico".

Richard D'Amico
President

MAR-02-2010 14:40
DE :

RECEIVED 03/02/2010 01:46 9703857343
FCC CCB ASD
NO. DE FAX : 56828674

JOSEPH E DUNNE
P.001
24 NOV. 2009 12:53 PM P2



SECRETARÍA TÉCNICA DEL PLENO

CFT/D01/STP/2537/09

México, D.F., a 24 NOV. 2009

"2009, Año de la Reforma Liberal"

MR. JULIUS GENACHOWSKI
Chairman,
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

Los referimos al comunicado de esa Comisión Federal de Comunicaciones (FCC, por sus siglas en inglés), de fecha 02 de diciembre de 2008, recibido el 08 de enero del año en curso, con número de folio de entrada 62, mediante el cual se solicita la coordinación relativa a una estación de Televisión Digital de Baja Potencia

Sobre el particular, se informa a usted que, el *Memorandum de Entendimiento entre la Secretaría de Comunicaciones y Transportes de los Estados Unidos Mexicanos y la Federal Communications Commission de los Estados Unidos de América, relativo al uso de las Bandas de 54 a 72 MHz, 76 a 88 MHz, 174 a 216 MHz y 470 a 806 MHz, para el servicio de radiodifusión de Televisión Digital, a lo largo de la frontera común*, no prevé la coordinación para estaciones de televisión digital de baja potencia.

Con respecto a la aceptación del canal 27 en El Rosarito, B.C., siempre que esta administración acepte la operación de la estación K26FA canal 26 en Vista, CA., no se encontró impedimento alguno para objetar dicho canal, quedando registrados de la siguiente manera:

Para Estados Unidos:

Número de canal	26
Ciudad, Estado	Vista, CA
Coordenadas geográficas:	L.N.: 33°00'32" LW.: 116°58'18"
Distintivo de llamada:	K26FA
Potencia radiada aparente (PRA):	10 kW
Altura del centro eléctrico sobre el nivel del mar (ACESM):	895 metros
Sistema de antena:	Direccional (AD)

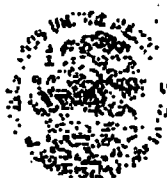
Para México:

Número de canal	27
Ciudad, Estado:	Domicilio Conocido, El Rosarito, BC

DE :

NO. DE PRX : 56828674

24 NOV. 2009 12:54PM P3

COMISIÓN FEDERAL DE
TELECOMUNICACIONES

SECRETARÍA TÉCNICA DEL PLENO

CFT/D01/STP/2537/09

Coordenadas geográficas:

LN: 32°22'47.8"
LW: 117°04'16.8"

Distintivo de llamada:

XHJK-TV

Potencia radiada aparente (PRA):

12.12 KW

Altura del Centro Eléctrico Sobre el Lugar de la Instalación:

27.5 metros

Altura Sobre el Nivel del Mar del Lugar de la Instalación:

12 metros


HÉCTOR OSUNA JAIME
Presidente
RAFAEL NOEL DEL VILLAR ALRICH
Comisionado
GONZALO MARTÍNEZ POUS
Comisionado
JOSÉ ERNESTO GIL ELORDUY
Comisionado
JOSÉ LUIS PERALTA HIGUERA
Comisionado

C.C.P. LIC. FRANCISCO GARCÍA BURGOS.- Jefe de la Unidad de Sistemas de Radio y Televisión.- Presente.
C.C.P. LIC. DANIEL BERNAL DÍAZ.- Subdirector de Asuntos Jurídicos.- Presente.
C.C.P. C. FERNANDO RAÚL CASTILLO SALINAS.- Subdirector de Asuntos Internacionales y de Normalización.- Presente.
C.C.P. ING. RICARDO GONZALO GUTIERREZ BELLO.- Subdirector del Área Técnica de Televisión.- Presente.

-2-

La presente resolución fue aprobada por el Pleno de la Comisión Federal de Telecomunicaciones en su VI Sesión Ordinaria del 2009, mediante acuerdo P/231009/55.

TOTAL P.002

EXHIBIT A

ENGINEERING STATEMENT

The engineering data contained herein have been prepared on behalf of D'AMICO BROTHERS BROADCASTING CORPORATION, licensee of Low Power Television Station K26FA, Channel 26 in Vista, California, in support of his request for Special Temporary Authority (STA) to specify digital operation from the site proposed in BDFCDTL-20070227ACN, its pending application. In addition, no change antenna height is proposed herein.

It is proposed to mount a custom MCI directional antenna at the 15-meter level of an existing 28-meter communications tower. Exhibit B is a map upon which the predicted service contours are plotted. It is important to note that the proposed STA 51 dBu contour is completely encompassed by that proposed in BDFCDTL-20070227ACN. Operating parameters for the proposed facility are tabulated in Exhibit C. An interference study is provided in Exhibit D, and a power density calculation follows as Exhibit E.

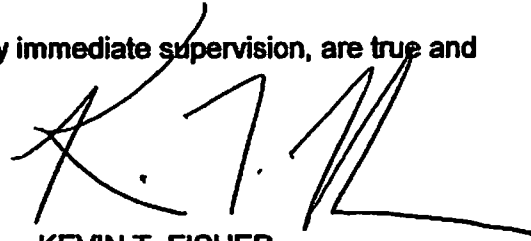
It is important to note that the applicant specifies use of a custom directional antenna, a full-service emission mask and reduced effective radiated power from that specified in BDFCDTL-20070227ACN in order to fully protect the following stations from excessive interference: KVCR-DT, Channel 26 in San Bernardino, California; a displacement application for KDTF-CA, specifying Channel 25 in San Diego (BDISDTA-20090611ACQ); and, a displacement application for KZTC-LD, also specifying Channel 25 in San Diego (BDISDTL-20090630ABO). A waiver of the Commission's Rules to allow the owner of K26FA-D to install a full-service emission mask in order to protect the two displacement proposals is respectfully requested. In addition, it should be noted that, since the proposed STA service contour is completely contained within that proposed in the pending K26FA-D

EXHIBIT A

application (BDFCDTL-20070227ACN) and since the Government of Mexico has officially approved that application and its operating parameters, Mexican coordination of the instant STA request is unnecessary.

Because no change in the overall height or location of the existing tower is proposed, the FAA has not been notified of this application. The FCC issued Antenna Structure Registration Number 1026468 to this tower.

I declare under penalty of perjury that the foregoing statements and the attached exhibits, which were prepared by me or under my immediate supervision, are true and correct to the best of my knowledge and belief.

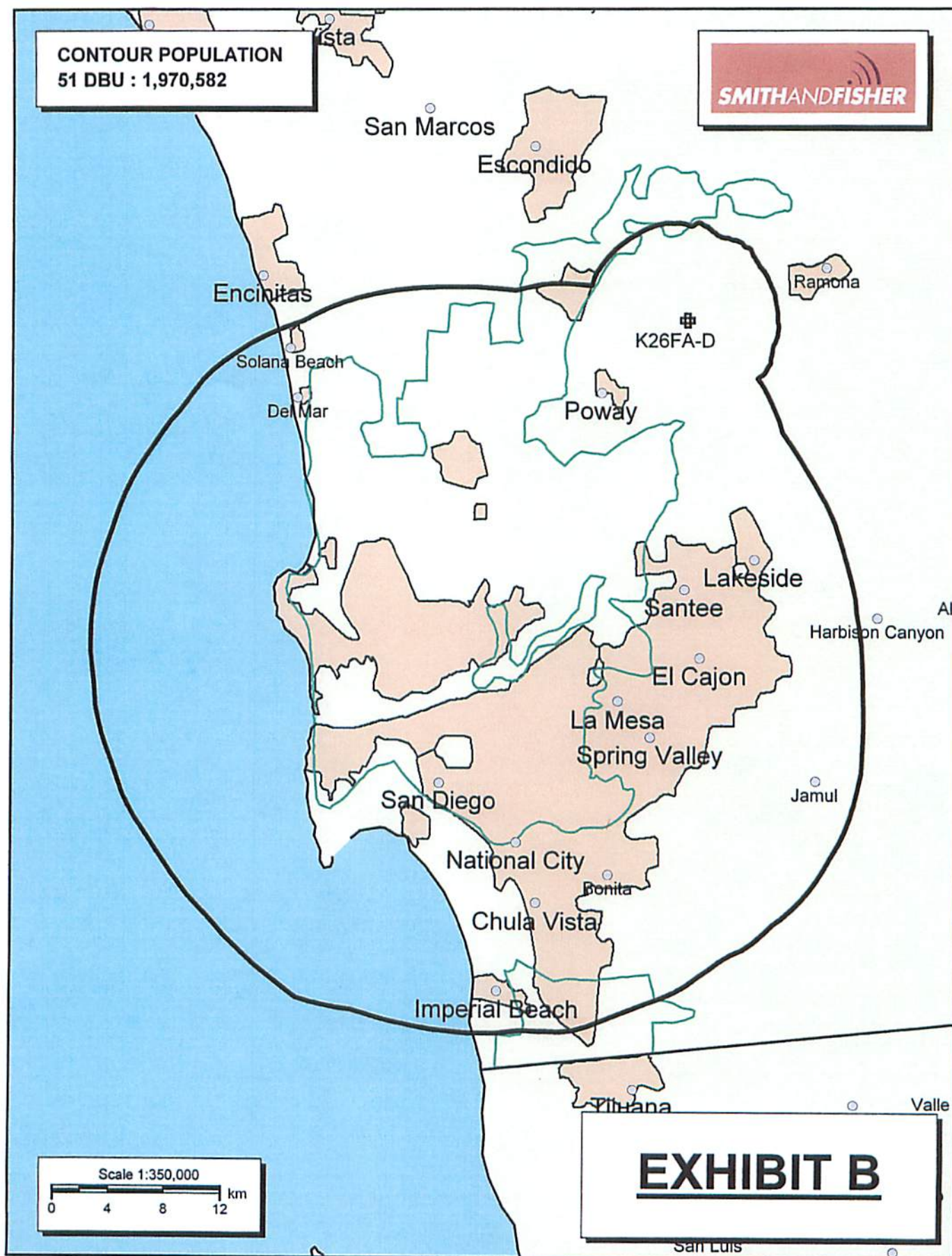


KEVIN T. FISHER

November 29, 2010

CONTOUR POPULATION
51 DBU : 1,970,582

SMITHANDFISHER



Scale 1:350,000

0 4 8 12 km

EXHIBIT B

EXHIBIT C

PROPOSED OPERATING PARAMETERS

PROPOSED K26FA-D STA REQUEST
CHANNEL 26 – VISTA, CALIFORNIA

Transmitter Power Output:	87 watts
Transmission Line Efficiency:	92.4%
Antenna Power Gain – Toward Horizon:	24.9*
Antenna Power Gain – Main Lobe:	24.9*
Effective Radiated Power – Toward Horizon:	2.0 kW
Effective Radiated Power – Main Lobe:	2.0 kW
Transmitter Make and Model:	Type-accepted
Transmission Line Make and Model:	Andrew LDF7-50A
Size and Type:	1-5/8" foam heliax
Length:	60 feet*
Antenna Make and Model:	MCI 955512
Orientation	220 deg. true
Beam Tilt	none
Radiation Center Above Ground:	15 meters
Radiation Center Above Mean Sea Level:	895 meters

*Estimated

EXHIBIT D-1

LONGLEY-RICE INTERFERENCE STUDY
PROPOSED K26FA-D STA REQUEST
CHANNEL 26 – VISTA, CALIFORNIA

We conducted a detailed interference study using the Longley-Rice methodology contained in the Commission's *OET Bulletin No. 69*, with respect to all facilities of concern. The software utilizes a 1-square kilometer cell size, calculates signal strength at 1.0 kilometer increments along each radial studied, and employs the 2000 U.S. Census to count population within cells. In addition, the program does not attribute interference to the proposed facility in cells within the protected contour of the station under study where interference from another source (other than the proposed K26FA-D STA facility) already is predicted to exist (also known as "masking"). The results of this study are provided in Exhibit D-2. It concludes that the facility proposed herein causes no significant new interference to any of the potentially affected stations.

It is important to note that the applicant specifies use of a custom directional antenna, a full-service emission mask and reduced effective radiated power from that specified in BDFCDTL-20070227ACN in order to fully protect the following stations from excessive interference: KVCR-DT, Channel 26 in San Bernardino, California; a displacement application for KDTF-CA, specifying Channel 25 in San Diego (BDISDTA-20090611ACQ); and, a displacement application for KZTC-LD, also specifying Channel 25 in San Diego (BDISDTL-20090630ABO). A waiver of the Commission's Rules to allow the owner of K26FA-D to install a full-service emission mask in order to protect the two displacement proposals is respectfully requested. In addition, it should be noted that, since the proposed STA service contour is completely contained within that

EXHIBIT D-1

proposed in the pending K26FA-D application (BDFCDTL-20070227ACN) and since the Government of Mexico has officially approved that application and its operating parameters, Mexican coordination of the instant STA request is unnecessary.

As a result, it is believed that the proposed digital K26FA-D facility complies with the requirements of Sections 74.709, 74.793(e), 74.793(f), 74.793(g), 74.793(h), 74.794(b) and 73.1030 of the Commission's Rules.