



Federal Communications Commission  
Washington, D.C. 20554

February 15, 2011

**In reply refer to:**  
1800E1-CLR

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Rubin Rodriguez, Jr.  
MCUSA, Inc.  
375 East 790 South  
Pleasant Grove, UT 84062

Re: KPDR-LD, Park City, UT, ID No. 128361,  
File No. BALTT-20091201ASO.

Gentlemen:

This letter concerns the above-referenced application to assign the license of low power television station KPDR-LD, Park City, Utah, from Craig and Marilyn Caples and William Mitchell ("Caples/Mitchell") to MCUSA, Inc. ("MCUSA").

According to our records, the Commission granted the application on March 9, 2010. On August 10, 2010, Caples/Mitchell filed a request for extension of consummation authority, and MCUSA electronically filed a consummation notice two days later. Subsequently, however, on December 22, 2010, Caples/Mitchell filed a notification of non-consummation. We also have received an Informal Complaint and Request for Response and an Objection to Notification of Non-Consummation, filed by MCUSA on December 7, 2010, and January 4, 2011, respectively, and the responsive pleadings thereto.

On the basis of the record before us, it is evident that the parties disagree as to whether the assignment of the station's license has, in fact, been consummated. It is long-standing Commission policy that such private contractual matters fall within the purview of local courts of competent

jurisdiction.<sup>1</sup> Accordingly, we are providing you with ninety (90) days to resolve your dispute and report back to us.

Sincerely,

Hossein Hashemzadeh  
Associate Chief, Video Division  
Media Bureau

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<sup>1</sup> See, e.g., *Estate of Peggy Haley, N.C.M.*, 23 FCC Rcd 12687, 12688 & n.3 (MB 2008).