

Declaration of Roy William Mayhugh

I, Roy William Mayhugh, hereby declare as follows:

I am the licensee of digital low power television translator station K42LJ-D, Ridge Crest, California; FCC Facility ID 28574 (the "Station"). This declaration is prepared in response to a letter dated June 6, 2013, from the Deputy Chief, Video Division, Media Bureau, Federal Communications Commission, notifying me that the license for the Station has been cancelled for alleged non-operation for 12 consecutive months since November 30, 2011 (the "Cancellation Letter").

The Station has not been off the air since November 30, 2011; nor has it been off the air for 12 consecutive months. Rather, on November 30, 2012 (less than 6 months ago), the Station was removed from the air so that a new larger capacity cooling system could be installed, and within two weeks thereafter, I filed a request for special temporary authority ("STA") for the Station to remain silent. See File No. BLSTA – 20121210AAS (the "STA Request"). Regrettably, the STA Request contained a typographical error in response to Section I, question 7. The erroneous response stated that the Station went silent on 11/30/2011, when it should have stated that the Station went silent on 11/30/2012. Unfortunately, I did not discover this typographical error until today, when I received the Cancellation Letter and investigated this matter.

I deeply regret that the typographical error in the STA Request apparently caused the Commission to believe that the Station was not operating for at least 12 consecutive months. However, there is additional proof in the Commission's records that the Station was operating after November 30, 2011. Please see File No. BLDTT-2012411ACC, an application for license to cover the digital displacement construction permit (File No. BDISDTT-20100819ABK) for the Station, which was filed on April 11, 2012, and granted on April 24, 2012. That license application to cover the digital displacement construction permit would not have been filed unless and until the Station was operating, as required by Commission rules and policies. The Station, indeed was operating on April 11, 2012, and continued to operate until November 30, 2012, when it was taken off the air as described in the STA Request.

I declare under penalty of perjury that the foregoing statements are true and correct.



Executed this 10th day of June, 2013.