

Coachella Communications, LLC

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BY EMAIL AND USPS PRIORITY MAIL DELIVERY

Hossein Hashemzadeh (hossein.hashemzadeh@fcc.gov)
Deputy Chief, Video Division, Media Bureau
Federal Communications Commission
445 12th Street, SW
Room 2-C866
Washington, DC 20554

**Re: Petition for Waiver of 47 C.F.R. § 73.682(d)
KPOM-LD, Facility ID 191793**

Dear Hossein:

Coachella Communications, LLC (“Coachella”), licensee/permittee of KPOM-LD (Facility ID 191793), hereby requests a waiver of Section 73.682(d) of the Rules pertaining to virtual channel assignments under ATSC A/65C” ATSC Program and System Information Protocol for Terrestrial Broadcast and Cable, Revision C with Amendment No. 1 dated May 9, 2006” (PSIP Standard”).

Pursuant to the “Second Periodic Review of the Commission’s Rules and Policies Affecting the Conversion to Digital Television,” the Commission has discretion to “grant exceptions [to PSIP Standard] on a case-by-case basis” in order to accommodate “a unique situation that is not provided for in PSIP.” 19 FCC Rcd 18279 ¶ 153 (2004)

KPOM-LD’s major channel is 6 and is authorized to operate on RF channel 45. However, KPOM-LD cannot use channel 6 or channel 45 as its major channel number because of the following reasons:

- 1) KPOM-LD cannot use channel 6 as its major channel number because the 51 dBu contours of KPOM-LD overlap with the 51 dBu contours of KSFV-LD (Facility ID 191101) whose major channel is 6 and RF channel is 22.
- 2) KPOM-LD cannot use channel 22 as its major channel number because the 51 dBu contours of KPOM-LD overlap with the 41 dBu contours of KWHY-TV (Facility ID 26231) whose major channel number is 22.

- 3) KPOM-LD cannot use channel 45 as its major channel number because the 51 dBu contours of KPOM-LD overlap with the 51 dBu contours of KRET-CA (Facility ID 10536) whose major channel and RF channel are both 45.

In light of the above, Coachella requests to operate KPOM-LD on major channel 14, which is not used by anyone in the market, in lieu of major channel 6 and 45.

Respectfully Submitted,



Lawrence Rogow, Manager