

February 14, 2013

FILED/ACCEPTED

BY HAND DELIVERY

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Room TW-A325
Washington, DC 20554

FEB 14 2013

Federal Communications Commission
Office of the Secretary

Attn: Chief, Audio Division

**Re: End of Tolling of Construction Permit Deadline
WCAI, Woods Hole, MA, BPED-20091027ABU**

Dear Ms. Dortch:

WGBH Educational Foundation (“WGBH”), licensee of noncommercial educational FM radio station WCAI, Woods Hole, Massachusetts (“WCAI”), hereby notifies the Commission that no further tolling of the above-referenced construction permit will be required.

On August 3, 2012, WGBH filed a request to toll WCAI’s construction permit, which authorizes a substantial increase in WCAI’s power level with a new antenna. These changes require the installation of a new, substantially larger transmitter and a generator. WGBH Educational Foundation applied for a local permit to build a new structure to house the equipment. Although the Town of Tisbury’s Zoning Board of Appeals (“Zoning Board”) approved the building permit authorizing construction of the new structure, the institution of a state-court action seeking judicial review of the local zoning decision had delayed construction.

On August 15, 2012, the Media Bureau granted WGBH’s request to toll WCAI’s construction permit, effective July 3, 2012, until the earlier of February 15, 2013, or the resolution of the litigation. At the time the permit was tolled, a period of 6 months and 2 days remained on the permit.

WGBH recently finalized a sublease agreement to put the necessary equipment in the cellar of its existing building, and as a result it is no longer necessary to construct a new building. Accordingly, although the litigation has not yet been formally resolved, WGBH has been able to begin construction. Barring any further unexpected obstacles, WGBH anticipates

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the work will be complete as early as this spring, and in any case within the period remaining on the construction permit. Therefore, no further tolling of WCAI's construction permit is required at this time.

Respectfully submitted,



Matthew S. DelNero

Michael P. Beder

*Counsel to WGBH Educational
Foundation*

cc: Ms. Irene Bleiweiss