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February 5, 2016

Accepted/Files

Ms. Marlene H. Dortch Secretary Federal Communications Commission 445 12<sup>th</sup> Street, SW FFR - 5 2016

Federal Communications Commission
Office of the Secretary

Re: K280FY, Dubuque, IA

Proposed Community: Hammond, IN

Facility ID No. 151550

Construction Permit File No. BNPFT-20130809ACQ

Application File No. BMPFT-20160129AKS Assignment Application BAPFT-20160129AKO Notice of Tolling Event and Request for Tolling

Dear Ms. Dortch:

Washington, DC 20554

Pursuant to Section 73.3598 of the Commission's Rules, in triplicate, on behalf of Vazquez Development, LLC ("Vazquez") proposed assignee of the original construction permit for K280FY, Dubuque, IA (File No. BNPFT-20130809ACQ) ("Construction Permit), this letter requests the tolling of the authorized period of construction under the Construction Permit.

Edgewater Broadcasting, Inc. ("Edgewater") is holder of the Construction Permit. On January 29, 2016, Edgewater filed an application (File No. BMPFT-20160129AKS) to modify the Construction Permit to operate at Hammond, Indiana. Vazquez is the proposed assignee (See File No. BAPFT-20160129AKO) of the Construction Permit which will be used to rebroadcast Vazquez's Class C AM Station, WJOB, Hammond, Indiana. File No. BMPFT-20160129AKS was filed in accordance with the Commission's Public Notice, *Media Bureau Announces Filing Dates and Procedures for AM Station Filing Window for FM Translator Modifications and Availability of FM Translator Technical Tools*, DA 1491, released December 23, 2015.

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The Construction Permit is scheduled to expire on December 3, 2016. Pursuant to Foot note 36 of *Revitalization of the AM Service*, 30 FCC Rcd 12145 (2015), Vazquez seeks waiver/tolling of the expiration deadline to the longest period permitted by the Commission.

Attached is a declaration from the vice president of Vazquez wherein Vazquez commits to promptly construct the modified FM translator station. The applicant commits to commence construction within 30 days of receipt of a final, non-appealable construction permit for the modified facilities, by ordering an antenna, feedline and transmitter, and complete construction within six months following the receipt of the equipment.

For the forgoing reason, Vazquez respectfully submits that good cause exists to grant the tolling of the expiration of the Construction Permit.

Respectfully submitted.

Gary S. Smithwick

Counsel for

Vazquez Development, LLC

## ATTACHMENT

cc: Victoria McCauley, Esq. (FCC) (by hand and by electronic mail to victoria.mccauley@fcc.gov)

## DECLARATION OF JAMES E. DEDELOW

James E. Dedelow, under penalty of perjury, declares as follows:

I am vice president of Vazquez Development, LLC ("Vazquez"), licensee of WJOB(AM), Hammond, IN. On January 29, 2016, I filed an application (File No. BAPFT-20160129AKO) seeking FCC consent to the assignment of the construction permit for K280FY, Dubuque, IA, from Edgewater Broadcasting, Inc., to Vazquez.

Vazquez commits to promptly construct the modified FM translator station. Vazquez commits to commence construction within 30 days of receipt of a final, non-appealable construction permit for the modified facilities, by ordering an antenna, feedline and transmitter, and complete construction within six months following the receipt of the equipment.

Executed this 5th day of February, 2016.

James E. Dedelow