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August 17, 2016

Our File No. 22719-00100

Accepted / Filed

VIA HAND DELIVERY

AUG 17 2016

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Room TW-A325
Washington, DC 20554

Federal Communications Commission
Office of the Secretary

Re: Western North Carolina Public Radio, Inc.
FM Translator Construction Permit for W258CR
Facility Id. No. 144142
Bryson City, NC
BNPFT-20130830ALW
Tolling Request

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RECEIVED

Dear Ms. Dortch:

This tolling request is filed on behalf of Western North Carolina Public Radio, Inc. ("WNCPR"), permittee of the above-referenced translator. WNCPR requests that the deadline to construct the translator be tolled until the Commission can act on an application to modify the translator pursuant to the 250-mile waiver of the minor change rule as provided in the AM Revitalization Order.¹ WNCPR has filed an application for FCC consent to assign the translator to Beasley Media Group, LLC ("Buyer") (see FCC File No. BAPFT-20160714ACF). Buyer has filed a modification application in FCC File No. BMPFT-20160729AGI to modify the translator's facilities so that it can serve as a fill-in translator for WGAC.

Footnote 36 of the AM Revitalization Order provides that a "waiver of an Auction 83 FM translator construction deadline is presumptively in the public interest for applicants participating in one of the modification windows, provided that the AM station licensee proposing to use the FM translator

¹ *Revitalization of AM Radio Service*, First Report and Order, Further Notice of Proposed Rule Making, and Notice of Inquiry, FCC 15-142, note 36 (rel. October 23, 2015) ("AM Revitalization Order").



for rebroadcasting its AM station commits to prompt FM translator station construction and initiation of broadcast operations.”

The construction permit for the translator in BNPFT-20130830ALW was filed for as part of the Auction 83 FM filing window. The permit was granted January 14, 2014 and will expire January 14, 2017.

Per the attached certification, the AM station licensee to whom the W258CR license will be assigned commits to prompt construction and initiation of broadcast operations if the modification and assignment applications are granted.

WNCPR therefore respectfully requests a waiver of Sections 1.3 and 73.3598 of the Commission’s rules to toll the current expiration date of the W258CR permit. After processing of the modification application is completed, WNCPR requests that six months be added to the number of days remaining on the construction period for the permit as of the date of tolling.

If there are any questions concerning this submission, please contact the undersigned directly.

Sincerely,

John Crigler

JC:cli

Attachment

cc: Victoria McCauley, Esq. (pdf via email: Victoria.McCauley@fcc.gov)

Certification

Beasley Media Group, LLC, licensee of WGAC(AM), Augusta, Georgia (Facility ID No. 4435), hereby commits to prompt construction and initiation of broadcast operations for FM Translator W258CR (Facility Id. No. 144142) if the applications to allow WGAC to use the translator for fill-in service are granted.

Beasley Media Group, LLC

By: Caroline Beasley

Name: Caroline Beasley

Title: EVP/CFO

Dated: August 16, 2016