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September 7, 2016

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Accepted / Filed

BY HAND

SEP - 7 2016

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

Federal Communications Commission
Office of the Secretary

Re: Request for Waiver of 47 C.F.R. § 73.3598
FM Translator Station K268DF, Lincoln, NE
(formerly K286CF, Shenandoah, IA)
Facility Identification Number: 141262

Dear Ms. Dortch:

Alpha 3E Licensee LLC ("Alpha"), the proposed assignee of FM translator station K268DF, Lincoln, Nebraska (formerly K286CF, Shenandoah, Iowa), hereby requests a waiver (47 CFR §1.3 and §73.3598) of the construction deadline for the K268DF construction permit pursuant to Note 36 in the *First Report and Order, Further Notice of Proposed Rule Making and Notice of Inquiry* in MB Docket No. 13-249, *Revitalization of the AM Radio Service*, 30 FCC Rcd 12145 (2015). Note 36 states that waivers of the Auction 83 FM translator permit deadlines are "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 for rebroadcasting its AM station commits to prompt FM translator station construction and initiation of broadcast operations."

The original K268DF construction permit (call sign K286CF) was granted as a result of the Auction 83 window filings (see File Nos. BNPFT-20030314BRT, BNPFT-20130830AQO), and the permit is scheduled to expire on January 15, 2017. The holder of the construction permit is KMA Broadcasting, L.P. ("KMA"). KMA is selling the permit to Alpha, and an application is pending (File No. BAPFT-20160902AAF) for consent to the assignment of the K268DF construction permit from KMA to Alpha. KMA has filed, and the Commission has granted, a 250 mile window application (File No. BMPFT-20160729ANT) to relocate the translator in order to rebroadcast Alpha-licensed AM station KLMS, Lincoln, Nebraska. In the attached certification, Alpha commits to promptly constructing and initiating operation of the translator once it closes its acquisition of the construction permit so that KLMS can be rebroadcast as contemplated in the AM Revitalization Order.



Marlene H. Dortch, Secretary
September 7, 2016
Page 2

Accordingly, Alpha respectfully requests a waiver of 47 CFR §1.3 and §73.3598 to extend the construction deadline of the permit for K268DF until six months after Alpha consummates its acquisition of the construction permit.

Should there be any questions concerning this matter, please contact the undersigned.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Gregory L. Masters", written over a horizontal line.

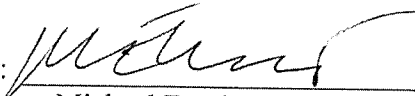
Gregory L. Masters

cc (via e-mail): Victoria McCauley, Audio Division, Media Bureau

CERTIFICATION

Alpha 3E Licensee LLC, the proposed assignee of FM translator station K268DF, Lincoln, Nebraska [formerly K286CF, Shenandoah, Iowa], hereby commits to prompt construction and initiation of operation of the facilities authorized in File No. BMPFT-20160729ANT, in order to rebroadcast AM station KLMS, Lincoln, Nebraska as contemplated in the AM Revitalization Order, once Alpha 3E Licensee LLC is approved as the permittee.

ALPHA 3E LICENSEE LLC

By: 
Michael Everhart
Director of Engineering

Dated: September 6, 2016