



Federal Communications Commission
Washington, D.C. 20554

December 1, 2017

Three Angels Broadcasting Network, Inc.
P.O. Box 220
West Frankfort, IL 62896

Re: K41MM-D
Pateros, Washington
File No. BLDTL-20120613AAX
Facility ID No. 132732

Dear Licensees:

This is with respect to the Petition for Reconsideration (Petition) filed by Three Angels Broadcasting Network, Inc. (3ABN), licensee of low power television station K41MM-D (Station), Pateros, Washington, requesting reconsideration of the Video Division's decision to cancel the above-referenced license and delete the Station's call sign. For the reasons provided below, the Petition filed by 3ABN is granted.

Background. On August 26, 2015, 3ABN filed a request for Special Temporary Authority (STA) to remain dark due as the building that housed the Station's transmitting equipment burned down due to a forest fire.¹ On November 17, 2015, the Commission granted 3ABN the silent STA request and cautioned the Station's Licensee to be aware that the STA would expire six months from the grant date and to be mindful of the automatic cancellation provision in Section 312(g)² that reads, in part:

If a broadcasting station fails to transmit broadcast signals for any consecutive 12-month period, then the station license granted for the operation of that broadcast station expires at the end of that period, notwithstanding any provision, term or condition of the license to the contrary....

On February 16, 2017, the Video Division cancelled the Station's license and deleted its call sign for failing to transmit a broadcast signal for a consecutive 12-month period, as required by Section 312(g) of the Communications Act of 1934. On March 8, 2017, 3ABN filed the Petition requesting reconsideration to reinstate the Station's license and call sign. In the Petition, 3ABN states the transmitting equipment that had been destroyed in the forest fire had been replaced and the Station resumed broadcasting on August 24, 2016.³ In addition, 3ABN maintains the Station inadvertently forgot to advise the Commission of this fact, an administrative oversight, and only became aware of the

¹ See FCC File No. 0000004716.

² 47 U.S.C. § 312(g).

³ Petition at 1.

cancellation of the Station's license upon receipt of the cancellation letter from the Commission.⁴ Furthermore, 3ABN states that reinstatement of the Station's license would serve the public interest as the Station has been providing service to the remote areas surrounding Pateros, Washington area since 2008.

Discussion. After reviewing the Petition, we have determined that 3ABN has successfully explained why the Petition should be granted. Based on the facts and circumstances stated in the Petition, we find that reinstatement of the license is appropriate and would be in furtherance of the public interest. We note that the public interest benefits in support of reinstatement do not excuse the licensee's ignorance of our rules and its failure to both file a STA extension and a notification informing the Commission of the Station's resumption of operations. While we decline to take any further action against the licensee at this time, we remind 3ABN of its obligation to comply and become familiar with all relevant statutes and Commission rules.⁵ We do not rule out sanctions in the future for violations of a similar nature.

Accordingly, the Petition for Reconsideration filed by Three Angels Broadcasting Network, Inc. **IS GRANTED** and the license application file number BLDTL-20120613AAX and call sign for Station K41MM-D, Pateros, Washington, **ARE REINSTATED**.

Sincerely,



Hossein Hashemi Zadeh
Deputy Chief, Video Division
Media Bureau

cc: David M. Silverman, Esq.

⁴ See FCC Licensing and Management System, Facility ID 132732, 3ABN Cancellation Letter

⁵ See, e.g., *Sitka Broadcasting Co., Inc.*, Memorandum Opinion and Order, 70 FCC 2d 2375 (1978).