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May 24, 2021

VIA EMAIL DELIVERY

Attn: *Larry Hannif-Ali, Audio Division, Media Bureau*
Larry.Hannif-Ali@fcc.gov

Re: *Townsquare License, LLC*
K281DB, Davenport, IA
Facility ID No. 202259
Construction Permit File No. BNPFT-20180430ABT
Construction Deadline: June 8, 2021

Request for Waiver and/or Tolling of Construction Permit Deadline

Dear Mr. Hannif-Ali:

Townsquare License, LLC (“Licensee”) holds the above-captioned construction permit. By its counsel and pursuant to Sections 1.3 and 73.3598(b) of the Commission’s Rules, Licensee hereby requests a waiver of the June 8, 2021 construction deadline for the above-referenced construction permit pursuant to the Commission’s guidance issued in the Public Notice released on September 10, 2020 (“Public Notice”).¹

In the Public Notice, the Bureau noted that it may in appropriate cases grant a waiver of the construction deadline based on “rare and exceptional circumstances beyond the permittee’s control,” holding that, to the extent the COVID-19 pandemic has hindered the ability of an applicant to construct its translator facilities, those specific difficulties would constitute such a rare and exceptional circumstance beyond the permittee’s control. The Public Notice recognized that “shutdowns associated with the pandemic have forced stations to halt construction, have

¹ *Media Bureau Announces Availability of Construction Deadline Waivers for Certain FM Translator Stations Awarded in Auctions 99 and 100*, Public Notice, DA 20-1059 (MB rel. Sept. 10, 2020).

disrupted equipment availability and deliveries, and have interrupted travel for tower and equipment installers.”² As set forth below, such circumstances are present in the instant case.

Licensee’s efforts to complete construction of K281DB remain frustrated due to continued disruptions caused by COVID-19. Specifically, Licensee has struggled to source equipment, as the manufacturer normally used by Licensee has been dealing with a backlog of orders. Licensee was told by the manufacturer to expect transmitter lead times two to three times longer than usual.³ Therefore, additional time is needed.

In light of the fact that delays to completing construction are due to circumstances beyond its control, Licensee submits that the public interest will be served by waiving the construction deadline for the K281DB construction permit by an additional six months.

Respectfully submitted,

/s/ Emilie de Lozier

Emilie de Lozier

Counsel for Townsquare License, LLC

Attachment

² *Id.*

³ A statement from the manufacturer, supporting the specifics of this request, is attached. Certain information has been redacted from the statement to protect privacy.

ATTACHMENT – Text of email from manufacturer

From: <_.@.com>
Date: Friday, April 16, 2021 at 2:37 PM
To: Martin Stabbert <Martin.Stabbert@townsquaremedia.com>
Subject: Transmitter Lead Times

Martin,

I trust this email finds you in good health!

Due to Covid 19, many of our customers transmitter orders we were expecting in 2020 were delayed. With Covid 19 still a concern for our customers, it was difficult to forecast what orders would come in for Q1, 2021. Our orders for Q1 were much larger than expected. Although this is a good problem to have, we need to be proactive managing customer expectations for transmitter deliveries moving forward. Should you need a transmitter delivered in Q3 or Q4 of 2021, please keep in mind that our transmitter delivery lead times are currently pushed out 2 to 3 times farther than usual. Please contact me as early as possible this year when considering a transmitter order. We remain committed to exceeding customer expectations as we maneuver through these challenging times.

Very best regards,

Regional Sales Manager

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_.com