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VIA OVERNIGHT DELIVERY

Marlene H. Dortch
Secretary
Federal Communications Commission
9300 East Hampton Drive
Capitol Heights, MD

Received & Inspected

AUG 16 2016

FCC Mallroom

Re: Request for Tolling Waiver of 47 C.F.R § 73.3598
NPG Licenses, LLC (proposed assignee)
FM Translator Station K223CU, Colorado Springs, Colorado
Facility Identifier Number: 155345

Dear Ms. Dortch,

NPG Licenses, LLC, proposed assignee of the construction permit (the "Permit") for FM translator station K223CU, Colorado Springs, Colorado (see FCC File No. BAPFT-20160728AEO), pursuant to 47 C.F.R. §1.3 and §73.3598, hereby requests tolling waiver of the construction deadline for the Permit consistent with 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*, FCC 15-142, 30 FCC Rcd 12145 (2015) ("AM Revitalization Order"). 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 construction and initiation of broadcast operations." *See id.*, n.36.

The Permit that was granted as a result of the Auction 83 window (see FCC File Nos. BNPFT-20030317IZC and BNPFT-20130807ABQ) will expire on September 26, 2016. Edgewater Broadcasting, Inc. (as requested by NPG Licenses, LLC and with its participation) has filed a 250-mile window application (see FCC File No. BMPFT-20160728AEI) for modification of K223CU in accordance with the 250-mile AM waiver window announced in DA 15-1215 and DA 15-1491. The proposed assignee is also commonly owned by the licensee of the primary AM station designated for re-broadcast on the modified facility (KRDO, Facility ID. No. 66250).

NPG Licenses, LLC has committed to promptly constructing the modified FM translator facility. However, out of an abundance of caution, and in accordance with the *AM Revitalization Order*, the proposed assignee respectfully requests waiver of the construction permit deadline as it may be necessary to provide additional time for construction.

Sincerely,

Elizabeth E. Spainhour
Counsel to NPG Licenses, LLC