



Federal Communications Commission  
Washington, D.C. 20554

March 27, 2009

Kenneth E. Lewetag  
17980 Brown Road  
Dallas, OR. 97338

1800E3-RLG

In re: Low Power Television Application of:  
Kenneth E. Lewetag  
Channel 24, Forest Grove, OR.  
File number BPDTL-20090203ABG  
Facility Id No.: 130052

Dear Applicant:

We are currently processing your above-referenced application. Our preliminary engineering review reveals that your proposed facility does not comply with the Commission's interference rules. Specifically, the proposal is predicted to cause interference to the following facilities:

1. KNMT, Portland, OR. – BLCT-19891205KH

Our records indicate that Full Service Station KNMT did not terminate their analog service on or before February 17, 2009.

Exhibit 11 filed as an attachment to the above referenced proposed construction permit states the following:

"No interference of greater than those allowed were noted with any station except KNMT, however KNMT and I have a pending agreement to waive interference."

On February 26, 2009, an e-mail was sent to Mr. Hossein Hashemzadeh, Associate Chief, Video Division who forwarded the e-mail to me for review and response. The context of that e-mail is as follows:

Imported from e-mail:

"I would like to please have you look at my application listed below. This application is not a "waiting for the DTV transition" type of application, in my "interference" section I did state that we had interference with KNMT based on our longly Rice study BUT we have a letter from KNMT / TBN that states we have worked out any inference issues. So if you could please process this application in light of this information."

"BPDTL20090203ABGE KPWC-LP 130052"

Based on the following context from Exhibit 11 as stated above "KNMT and I have a pending agreement to waive interference." And the context from the e-mail dated February 26, 2009, as imported to this letter above to Mr. Hashemzadeh, "we have a letter from KNMT / TBN that states we have worked out any interference issues.", I sent you the following response:

#### Imported from e-mail

"Mr. Lewetag, I am in the process of reviewing your proposed digital minor change application to your licensed digital facility, please forward to me the letter/agreement from the licensee of station KNMT that shows their acceptance of the interference that will be caused by the grant of the Construction Permit of KPWC-LP file number BPDTL-20090203ABG."

"Please forward the letter/agreement by Friday, March 6, 2009 by e-mail, by fax to 202-418-2827, by regular mail to FCC, 445 12th Street S.W. Mail Stop 2-A730, Washington, DC 20554, or by electronically filing an amendment to the pending Minor Change Application, if not received by March 6, 2009, I will continue normal processing of the application based on the current interference issue."

I received your response to my above referenced e-mail on February, 26, 2009 at 6:26 P.M. and as an attachment to that response is a letter as described in your reply:

#### Imported from e-mail

Thank you so much Mr Graser, attached is the letter you requested. We had been working with KNMT of a couple of months and then with TBN which KNMT is not the owner. They saw no problem with our application and we have worked well with them on other projects. Please find the letter attached



Interference weiver  
from KNMT.pdf

My review of the letter that was attached reveals the following statements that do not apply to a waiver or acceptance of interference from station KNMT:

#### Imported from Letter – Paragraph One

Dear Mr. Lewetag:

Following our telephone conversations, Trinity Christian Center of Santa Ana, d/b/a Trinity Broadcasting Network ("Trinity" or "KNMT-TV"), licensee of KNMT-TV, analog channel 24, Portland, Oregon, hereby confirms its consent to KPWC-LP, Tillamook, Oregon to file a displacement application (FCC Form 346) with the FCC for analog channel 24 (a copy of that application, as you provided it, is attached).

The application for displacement from your analog channel 4 to DTV channel 24 was filed May 28, 2008, BDISDTL-20080528AGA which was granted on August 5, 2008 and subsequently licensed by BLDTL-20090107ADZ as granted January 28, 2009.

Imported from Letter – Paragraph Two

As long as KNMT-TV is operating on analog Channel 24, any operation by KPWC-LP on Channel 24 will protect the KNMT-TV operation, and KPWC-LP shall refrain from operations on Channel 24, if necessary, until KNMT-TV has terminated operations on analog Channel 24 in connection with the digital transition.

As stated above KNMT-TV expects interference protection as long as they are operating on analog channel 24 and expects station KPWC-LP to refrain from operations on Channel 24, if necessary until KNMT-TV has terminated operations on analog Channel 24 in connection with the digital transition. As stated above as a result of the extension to the digital transition date from February 17, 2009 to June 12, 2009, station KNMT-TV did not terminate their analog service on or before February 17, 2009.

Therefore, based on the above information, you are hereby given the opportunity to file a minor amendment to resolve the specified interference problem within (30) days from the date of this letter. Amendments must be filed electronically. If not so amended, your application will be considered incomplete and subsequently dismissed.

Sincerely

Hossein Hashemzadeh  
Associate Chief  
Video Division  
Media Bureau