

FEDERAL COMMUNICATIONS COMMISSION
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June 25, 2014

Barry A. Friedman, Esq.
Thompson Hine LLP
1919 M Street, NW
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Washington, DC 20036

Re: New World Radio, Inc.
WUST(AM), Washington, DC
Facility Identification Number: 48686
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed June 16, 2014 on behalf of New World Radio, Inc. ("NWR"). NWR requests special temporary authority ("STA") to operate station WUST(AM) with temporary facilities.¹ NWR states that WUST(AM)'s sublease for its current transmitter site in Falls Church, Virginia ends on July 28, 2014 after the completion of a 21-1/2 year term. The station has received a construction permit (BP-20130926BCX), to modify its license in order to relocate the transmitter site to a new multi-user facility under construction at the current transmitter site of station WJFK(AM), Morningside, Maryland. However, WUST(AM) does not believe it will be able to complete the necessary work on the construction permit facility before the end of its lease term in Falls Church and the station also believes that there is no likelihood that the station can continue to operate from its current site. Therefore, the station is requesting an STA to operate from the construction permit site using one of the existing towers for a temporary non-directional operation. An operating power of 2 kilowatts is being requested for daytime and critical hours.

STA requests which involve a change in transmitter site must include four critical elements: (1) Loss of the licensed site must be beyond the licensee's control; (2) STA facilities must continue to provide service² to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area³ without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA.

¹ WUST(AM) is licensed for operation on 1120 kHz with a power of 20 kilowatts during daytime hours, and 3 kilowatts during critical hours, employing a non-directional antenna (NDD-D).

² For AM - 5 mV/m; for commercial FM - 3.16 mV/m; for noncommercial educational FM - 1.0 mV/m.

³ For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

Our review indicates that the proposed daytime and critical hours STA operation complies with the foregoing criteria. Accordingly, the request for STA IS HEREBY GRANTED. Station WUST(AM) may operate with the following facilities:

Geographic coordinates	38° 52' 9.8" N, 73° 53' 47.9" W (NAD 1927)
Frequency	1120 KHz
Hours of operation	Daytime and critical hours
Operating power	Not to exceed 2 kW daytime, 2 kW critical hours
Antenna type	Existing tower (ASRN: 1292059)
Antenna efficiency	288.7 mV/m/km/kW
Overall height	48.5 meters (159')

It will be necessary to further reduce power or cease operation if complaints of interference are received. NWR must notify the Commission when licensed operation is restored.⁴ NWR must use whatever means are necessary to protect workers and the public from exposure to radio frequency radiation in excess of the Commission's exposure guidelines. *See* 47 CFR § 1.1310.

This authority expires on **December 22, 2014**.

STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or

⁴ *See* 47 CFR §§ 73.45(c), 73.51, 73.61(b).

- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Sincerely,



Jerome J. Manarchuck
Audio Division
Media Bureau

cc: New World Radio, Inc.