

FEDERAL COMMUNICATIONS COMMISSION
445 TWELFTH STREET SW
WASHINGTON DC 20554

MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/mb/audio/

ENGINEER: Jerome J. Manarchuck
TELEPHONE: (202) 418-7226
FACSIMILE: (202) 418-1410
E-MAIL: Jerome.manarchuck@fcc.gov

April 26, 2013

John M. Pelkey, Esq.
Garvey Schubert Barer
1000 Potomac Street 5th Floor
Washington, DC 20007

Re: Just Because, Inc.
WGFP (AM), Webster, MA
Facility Identification Number: 50232
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed April 4, 2013, on behalf of Just Because, Inc. ("JBI"). JBI requests special temporary authority ("STA") to operate Station WGFP(AM) with temporary facilities.¹ In support of the request, JBI states that the WGFP(AM) antenna site is proposed to be shared by WGFP(AM) and the antenna specified in the concurrently-filed application for an experimental AM broadcast station whereby Worldwide Antenna Systems LLC is requesting authorization to allow the testing of a high-efficiency broadband antenna.² In order to enable WGFP(AM) to operate during the experimental operation of the high-efficiency broadband antenna, WGFP(AM) requests that it be permitted to broadcast using a long wire antenna approximately 150-200 feet long at its licensed site.

Our review indicates that the proposed STA operation complies with applicable technical rules. Accordingly, the request for STA IS HEREBY GRANTED. Station WGFP(AM) may operate from its licensed site with the following facilities:

Frequency	940 KHz
Hours of operation	Daytime/Nighttime
Operating power	Not to exceed 1 kilowatt daytime/4 watts nighttime
Antenna type	Long wire
Overall height	45 - 61 meters

It will be necessary to further reduce power or cease operation if complaints of interference are

¹ WGFP(AM) is licensed for operation on 940 kHz with 1 kilowatt daytime and 4 watts nighttime, employing a nondirectional antenna (ND-2-U).

² Worldwide Antenna Systems ("WWAS") has filed an application for experimental AM operation to test the radiation efficiency of a high-efficiency broadband antenna. WWAS proposes a 1 kilowatt non-directional facility operating on 1630 kilohertz during daytime hours only. The proposed site location for the experimental operation is the authorized transmitter site of WGFP(AM).

received. JBI must notify the Commission when licensed operation is restored.³ JBI 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 **October 23, 2013**.


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
- 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: Just Because, Inc.

³ *See* 47 CFR §§ 73.45(c), 73.51, 73.61(b).