

FEDERAL COMMUNICATIONS COMMISSION
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March 4, 2014

A.Way Fitch III
Gammon & Grange, PC
8280 Greensboro Drive, 7th Floor
McLean, VA 22102

Re: KOUW (FM), Island Park, ID
RP Broadcasting Idaho LS, LLC
Facility Identification Number: 83882
Special Temporary Authority
BSTA-20140226ADC

Dear Counsel:

This is in reference to the request filed February 26, 2014, on behalf of RP Broadcasting Idaho LS, LLC ("RP"). RP requests special temporary authority ("STA") to operate station KOUW at reduced power, until it can complete transmitter repairs at the station's transmitter site. This station went silent on March 20, 2013. RP must return KOUW to operating status **no later than March 19, 2014** to avoid automatic cancellation of the station's license pursuant to Section 312(g) of the Communications Act.

Under the circumstances, we conclude that an STA for the temporary facilities requested is warranted, and the STA IS GRANTED. RP has demonstrated that the temporary operation will provide service to the community of license. We expect that KOUW shall continue the temporary operation authorized herein, through the term of this STA period or until the licensee restores licensed operation. Extension requests for this STA may be granted by the staff if circumstances warrant.

Accordingly, KOUW may operate from the licensed transmitter site and antenna system with the following facilities:

| | |
|---------------------------|--|
| Geographic coordinates: | 44° 33' 41" N, 111° 26' 32" W (NAD 1927) |
| Channel | 275A (102.9 MHz) |
| Effective radiated power: | 0.973 kilowatts (H&V only) |
| Antenna height: | |
| above ground: | 35 meters |
| above mean sea level: | 3013 meters |
| above average terrain: | 842 meters |

On the same date that KOUW commences operations pursuant to this STA, the licensee (or its representative) shall confirm the start of STA operations via an e-mail to Dale Bickel, dale.bickel@fcc.gov. This date will be entered into the Commission's CDBS database to indicate that the station is broadcasting. In addition, once licensed operations are restored, please notify the Commission via a letter through the Office of the Secretary, FCC.

KOUW must use whatever means are necessary to protect workers and the public from radiofrequency exposure in excess of the Commission's exposure guidelines. See 47 CFR § 1.1310.

This authority expires on August 31, 2014.

We remind the licensee that the station's license will expire as a matter of law upon twelve consecutive months of silence [ending **March 19, 2014**], notwithstanding the grant of the present STA. See Pub. Law No. 104-104, 110 Stat. 56, Section 403(1) (1996) and Order, *Silent Station Authorizations*, FCC 96-218 (released May 17, 1996). See also Public Notice, *Expedited Processing of Applications Filed by Silent Stations*, DA 96-818 (May 22, 1996). Please be aware that unauthorized operations – operations with facilities not authorized by a current STA or license – do not count as a resumption of operations within one year for the purposes of Section 312(g) of the Communications Act, and cannot be used to avoid the consequences of Section 312(g). See *A-O Broadcasting Corporation*, FCC 08-10, 23 FCC Rcd 603, released January 8, 2008.

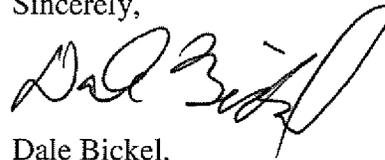
STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice 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,

A handwritten signature in black ink, appearing to read "Dale Bickel", written in a cursive style.

Dale Bickel,
Senior Engineer
Audio Division
Media Bureau

cc: RP Broadcasting Idaho LS, LLC