

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

August 29, 2014

Stephen G. Davis
Capstar TX LLC
2625 S. Memorial Drive, Suite A
Tulsa, OK 74129

Re: Capstar TX LLC
WWNC(AM), Asheville, NC
Facility Identification Number: 2946
Special Temporary Authority

Dear Mr. Davis:

This is in reference to the STA request filed on behalf of Capstar TX LLC ("Capstar"). Capstar requests special temporary authority ("STA") to operate station WWNC(AM) with parameters at variance from its licensed facility (BL-20090622AGS).¹ Specifically, Capstar states that substantial progress has been made during the most recent STA period. Therefore, it has been decided that the station will seek operation by computer modeling and sample system verification to establish operation of the night time directional antenna consistent with the theoretical pattern using the newly adopted procedures described in Section 73.151(c) of the Commission's rules and regulations. Capstar also states that all impedance measurements, sample system verification measurements, and computer modeling are complete and the directional antenna system has been adjusted for the modeled operating parameters. Thus, Capstar requests STA to operate WWNC(AM) with the substantially adjusted night directional antenna systems, pending subsequent Commission processing of FCC Form 302-AM.

Accordingly, the request for STA IS HEREBY GRANTED. Station WWNC(AM) may operate during nighttime hours with licensed power but with the substantially adjusted Method of Moment parameters. It will be necessary to further reduce power or cease operation if complaints of interference are received. Capstar 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 **February 25, 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

¹ WWNC(AM) is licensed for operation on 570 kHz with a daytime and nighttime power of 5 kilowatts, employing different directional antenna patterns (DA2-U).

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: Capstar TX LLC