



Federal Communications Commission  
Washington, D.C. 20554

April 20, 2021

**Sent via electronic mail**

*In reply refer to: 1800B3-DW*

Allan G. Moskowitz, Esq.  
10845 Tuckahoe Way  
North Potomac, MD 20878  
amoskowitz@amoskowitzlaw.com

RE: **KXPL(AM), El Paso, TX**  
Facility ID No. 33067  
Silent since June 30, 2020  
Request for Extension of Special  
Temporary Authority to Remain Silent

Dear Mr. Moskowitz:

This letter concerns the request you filed on March 1, 2020, on behalf of New Radio System, Inc. (NRS), for extension of Special Temporary Authority (STA) to permit AM Radio Station KXPL to remain silent.

Commission records reflect that NRS stated that Station KXPL(AM) went silent on June 30, 2020, for financial reasons. The previous STA was granted on July 29, 2020, and expired on January 25, 2021.<sup>1</sup> NRS requests extension of its STA for continuing financial reasons.

NRS's request is granted. Accordingly, Special Temporary Authority is granted to permit Station KXPL(AM) to remain silent until June 30, 2021. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station KXPL(AM) will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., July 1, 2021.**<sup>2</sup>

NRS is required to notify the Commission when broadcast operations resume. If NRS does not file the notification of resumption of operations in a timely manner, the license may be subject to cancellation pursuant to section 312(g) of the Communications Act, as amended.<sup>3</sup>

The station's silent status does not suspend the licensee's obligation to comply with all other relevant Commission rules, including the filing, when appropriate, of applications for renewal of broadcast license. It is imperative to the safety of air navigation that any prescribed painting and illumination of the station's tower shall be maintained until removed.<sup>4</sup>

Sincerely,

Victoria McCauley  
Attorney, Audio Division  
Media Bureau

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<sup>1</sup> We note that NRS failed to submit a timely request for an extension of STA to permit Station KXPL(AM) to remain silent beyond January 25, 2021. The action taken herein shall not be construed as authorizing the station to remain silent between January 25, 2021, and March 1, 2020.

<sup>2</sup> See 47 U.S.C. § 312(g).

<sup>3</sup> *Id.* In addition to filing a notification of resumption of operations electronically on the date operations resume, notification of resumption must also be emailed to Denise.Williams@FCC.gov.

<sup>4</sup> See 47 C.F.R. §§ 17.6 and 73.1740(a)(4).