



Federal Communications Commission
Washington, D.C. 20554

April 18, 2023

Sent via electronic mail

In reply refer to: 1800B3-CP

David D. Oxenford, Esq.
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RE: WZBY(FM), Grand Portage, MN
Facility ID No. 191572
Silent since September 12, 2022
Request for Extension of Special
Temporary Authority to Remain Silent

Dear Mr. Oxenford:

This letter concerns the request you filed on March 31, 2023, on behalf of Carpenter Broadcasting, LLC (CB), for extension of Special Temporary Authority (STA) to permit FM Radio Station WZBY to remain silent.

Commission records reflect that CB stated that Station WZBY(FM) went silent on September 12, 2022, for technical reasons. The previous STA was granted on October 3, 2022, and expired on April 2, 2023. CB requests extension of its STA for continuing technical reasons.

CB's request is granted. Accordingly, Special Temporary Authority is granted to permit Station WZBY(FM) to remain silent until September 12, 2023. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station WZBY(FM) will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., September 13, 2023.**¹

CB is required to notify the Commission when broadcast operations resume.² If CB 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.³

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

¹ See 47 U.S.C. § 312(g).

² In addition, periods of operation pursuant to this STA shall be recorded in the station's records (see 47 CFR §§ 73.1820 (AM/FM/TV), 73.877 (LPM) and/or 74.1281 (FM translator)). The records shall include start/stop dates and times of such operation. These log entries must be maintained for a minimum of two years as specified in 47 CFR § 73.1840(a), unless a longer retention period is requested by the staff. Periods of operation may be subject to independent verification that they in fact occurred.

³ *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.

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.⁴

Sincerely,



Victoria McCauley
Attorney, Audio Division
Media Bureau

⁴ See 47 C.F.R. §§ 17.6 and 73.1740(a)(4).