



Federal Communications Commission
Washington, D.C. 20554

November 1, 2023

Sent via electronic mail

In reply refer to: 1800B3-DW

Dan J. Alpert, Esq.
2120 North 21st Road
Arlington, VA 22201
dja@commlaw.tv

RE: K233CU, Stockton, CA
Facility ID No. 144158
Silent since June 10, 2023
Request for Special
Temporary Authority to Remain Silent

Dear Mr. Alpert:

This letter concerns the request you filed on October 11, 2023, on behalf of Hispanic Family Christian Network, Inc. (HFCN), for Special Temporary Authority (STA) to permit FM Translator Station K233CU to remain silent.

HFCN's request states that Station K233CU went silent on June 10, 2023, for financial reasons.

HFCN's request is granted. Accordingly, Special Temporary Authority is granted to permit Station K233CU to remain silent not to exceed 180 days from the date of this letter. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station K233CU will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., June 11, 2024.**¹

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

Finally, section 73.1740(a)(4) of the Commission's Rules permits licensees to temporarily discontinue operations for good cause, and for a period not to exceed 30 days without further authority.⁵ This rule requires that the licensee notify the Commission by letter not later than the 10th day of limited or discontinued operations, and requires a licensee to seek Commission authorization for any period 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 (LPFM) 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.

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

⁵ See 47 C.F.R. § 73.1740(a)(4).

limited or discontinued operations exceeding 30 days. HFCN failed to submit a timely request for an STA to permit Station K233CU to remain silent beyond July 10, 2023, and the action taken herein shall not be construed as authorizing the station to remain silent between July 10, 2023, and October 11, 2023.

Sincerely,

A handwritten signature in blue ink that reads "Victoria McCauley". The signature is written in a cursive style with a long, sweeping tail on the final letter.

Victoria McCauley
Attorney, Audio Division
Media Bureau