

**FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554**

March 26, 2020

In reply refer to: 1800B3-DW

Dennis J. Kelly, Esq.
P.O. Box 41177
Washington, DC 20018

In re: **KFVR-FM, Rye, CO**
Facility ID No. 164276
Silent since December 20, 2019

Request for Special Temporary
Authority to Remain Silent

Dear Mr. Kelly:

This letter concerns the request you filed on February 21, 2020, on behalf of United States CP, LLC (USPCP), for Special Temporary Authority (STA) to permit Radio Station KFVR-FM to remain silent.

USCP's request states that Station KFVR-FM went silent on December 20, 2019, for technical reasons. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.¹

USCP's request is granted. Accordingly, Special Temporary Authority is granted to permit Station KFVR-FM 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 KFVR-FM will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., December 21, 2020.**²

USCP is required to notify the Commission when broadcast operations resume. If USCP 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 In the event extension of special temporary authority is sought, please renew the certification in this matter.

² See 47 U.S.C. § 312(g).

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 CFR. §§ 17.6 and 73.1740(a)(4).

⁵ See 47 CFR. § 73.1740(a)(4).

limited or discontinued operations exceeding 30 days. USCP failed to submit a timely request for an STA to permit Station KFVR-FM to remain silent beyond January 20, 2020, and the action taken herein shall not be construed as authorizing the station to remain silent between January 20, 2020, and February 21, 2020.

Sincerely,

A handwritten signature in blue ink, appearing to read "Victoria McCauley".

Victoria McCauley
Attorney, Audio Division
Media Bureau

Sent via email