

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
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July 8, 2010

Mark Lipp, Esq.
Wiley Rein LLP
1776 K Street NW
Washington, DC 20006

Re: KUDE (FM), Nephi, Utah
Facility Identification Number: 72769
Millcreek Broadcasting, LLC, Debtor in Possession
Special Temporary Authorization

Dear Counsel:

This is in reference to the request filed June 10, 2010, on behalf of Millcreek Broadcasting, LLC, Debtor in Possession ("MB"). MB requests further extension of the special temporary authority ("STA") granted on January 11, 2008, to operate Station KUDE with emergency antenna facilities pursuant to Section 73.1680¹. In support of the request, MB states that it is waiting for Station KNYN to complete an authorized channel change which will permit MB to implement the change of KUDE's channel from 280 to 256 as ordered in MM Docket Number 02-290.

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.

Our review indicates that the licensee has been prevented from restoring licensed operation due to causes beyond its control. Thus, extension of STA is warranted.

Accordingly, the request for STA IS HEREBY GRANTED. Station KUDE may operate with the following facilities:

¹ KUDE is licensed for operation on Channel 280C (103.9 MHz) with effective radiated power of 74 kilowatts (H only) and antenna height above average terrain of 684 meters.

Geographic coordinates: 40° 16' 58" N, 111° 56' 11" W (NAD 1927)
Channel 280 (103.9 MHz)
Effective radiated power: 0.2 kilowatt (Max-DA, H&V)
Antenna Nicom, model BKY3P, directional
Antenna orientation 95° True
Antenna height:
 above ground: 24 meters
 above mean sea level: 2347 meters
ASRN² 1251577

MB 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 **January 8, 2011**.

Sincerely,



Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Millcreek Broadcasting, LLC, Debtor in Possession

² Antenna Structure Registration Number