

Monmouth University
WMCX(FM), West Long Branch, NJ, Fac. ID 43482
STA Request – Exhibit 38
May 31, 2006

Request for Special Temporary Authority

Out of an abundance of caution, Monmouth University ("Monmouth") respectfully submits this request for Special Temporary Authority ("STA") to operate WMCX(FM), West Long Branch, New Jersey, Fac. ID 43482 after June 1, 2006.

Due to an innocent mistake by the licensee, WMCX's renewal application was not timely filed. As described in the application, Monmouth believed in good faith that it had timely filed its renewal application on January 4, 2006; however, due to a misunderstanding of the Commission's electronic filing system, the renewal application was not properly filed. *See* BRED-20060522AAY. The application was accepted for filing on May 23, 2006.

The Faculty Advisor for WMCX, Mr. Aaron Furgason, prepared the renewal application in CDBS. Due to his unfamiliarity with the Commission's filing system, Mr. Furgason believed that by completing the renewal application in CDBS the application was "filed." He did not realize that the application had to go through the final step of "Filing" before it was actually considered filed by the Commission. The renewal application was completed in CDBS on January 4, 2006. Had the renewal application been filed on January 4, 2006, it would have been timely as the deadline for filing the application was February 1, 2006. Although the renewal application was not timely filed, Monmouth ran the pre-filing and post-filing renewal announcements and a copy of the renewal application was placed in WMCX's public file as required.

Monmouth only discovered that the renewal application was not properly submitted when its counsel reviewed the Commission's records and brought the facts to its attention on May 16, 2006. Upon realizing that the application was not properly filed, Monmouth directed counsel to immediately complete the filing of the renewal. The application was filed on May 22, 2006.

The instant request for STA is being filed so that Monmouth may operate WMCX after June 1, 2006, to the extent that the Commission feels such special authority is necessary.