

FEDERAL COMMUNICATIONS COMMISSION
445 TWELFTH STREET SW
WASHINGTON DC 20554

MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/mb/audio/

ENGINEER: CHARLES N. (NORM) MILLER
TELEPHONE: (202) 418-2767
FACSIMILE: (202) 418-1410
E-MAIL: charles.miller@fcc.gov

December 18, 2009

Audrey P. Rasmussen, Esq.
Hall Estill
1120 20th Street NW, Suite 700N
Washington, DC 20036-3406

Re: WNIK-FM, Arecibo, Puerto Rico
Facility Identification Number: 33877
Kelly Broadcasting System Corporation
Special Temporary Authorization

Dear Counsel:

This is in reference to the request filed December 9, 2009, on behalf of Kelly Broadcasting System Corporation ("KBS"). KBS requests further extension of the special temporary authority ("STA") granted on September 19, 2008, to operate Station WNIK-FM with reduced power.¹ In support of the request, KBS states that, despite its repair efforts, the station continues to experience technical problems with its transmitter.

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 made progress toward restoration of licensed operation, but additional time is required for completing the work. Thus, extension of STA is warranted.

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station WNIK-FM may continue to operate with reduced power. KBS must notify the Commission when licensed

¹ WNIK-FM is licensed for operation on Channel 293B1 (106.5 MHz) with effective radiated power of 25 kilowatts (H&V) and antenna height above average terrain of 6 meters.

operation is restored. KBS 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 **June 18, 2010**.

Sincerely,

A handwritten signature in blue ink, appearing to read "Charles N. Miller", with a long horizontal flourish extending to the right.

Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Kelly Broadcasting System Corporation