

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
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March 16, 2010

Stefan M. Lopatkiewicz, Esq.
Dorsey & Whitney, LLP
1801 K Street NW, Suite 750
Washington, DC 20006

Re: KITT(FM), Soda Springs, Idaho
Facility Identification Number: 17436
Tri-State Media Corporation
Special Temporary Authorization

Dear Counsel:

This is in reference to the request filed March 15, 2010, on behalf of Tri-State Media Corporation ("TSM"). TSM requests special temporary authority ("STA") for operation with STA facilities granted on September 9, 2005, and most recently extended through December 17, 2009.¹

In support of the request, TSM states that KITT was involved in a rulemaking proceeding (MB Dkt. 05-243) which ended in an Bureau Order released on January 18, 2008. The order changed KITT's licensed location from Soda Springs, Idaho to Wilson, Wyoming, but made the start of operations at the new location contingent on third-party station KAOX(FM) moving its operations. As of this date, KAOX(FM) has not moved and the contingency remains unsatisfied. Consequently by necessity, KITT still operates from Soda Springs and cannot move to its new location due to the circumstance of KAOX failing to move, which is beyond TSM's control.

We note that the previous STA expired on December 17, 2009. Our review indicates that the circumstances presented warrant grant of STA in order to provide for service to the public, and that the requested STA facilities are the same as were previously authorized. However, in light of the lapse of time between the expiration of the prior STA and the filing of the instant request, it will be considered as a request for a new STA; the authority granted will not cover the period between the expiration of the prior STA and the filing of the instant request.

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

¹ Station KITT is licensed to Soda Springs, Idaho, for operation on Channel 261A (100.1 MHz) with effective radiated power ("ERP") of 3 kilowatts (H only), and antenna height above average terrain ("HAAT") of -84 meters. Construction Permit BPH-20080403ABH authorizes relocation of the station to Wilson, Wyoming, an upgrade to Class C2, relocation of the transmitter, and operation with ERP of 11 kilowatts (H&V) and HAAT of 320 meters.

Geographic coordinates:	42° 37' 48" N, 111° 41' 00" W (NAD 1927)
Channel	261 (100.1 MHz)
Effective radiated power:	0.1 kilowatt (Max-DA, H&V)
Antenna manufacturer and type:	Scala, CA5-FM/CP, directional
Antenna orientation:	70° True
Antenna height:	
above ground:	15 meters
above mean sea level:	2140 meters
above average terrain:	352 meters

TSM 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. The authority granted herein does not cover the period between December 17, 2009, and March 15, 2010, and is without prejudice as to whatever action the Commission may take with respect to operation of Station KITT during the foregoing period.

This authority expires on **September 16, 2010**.

Sincerely,



Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Tri-State Media Corporation