

COPY

HARRY F. COLE
ANNE GOODWIN CRUMP
PAUL J. FELDMAN
JEFFREY J. GEE
CHRISTINE GOEPP*
KEVIN M. GOLDBERG
FRANK R. JAZZO
M. SCOTT JOHNSON
DANIEL A. KIRKPATRICK
MITCHELL LAZARUS
STEPHEN T. LOVELADY*
SUSAN A. MARSHALL
HARRY C. MARTIN
MICHELLE A. McCCLURE
MATTHEW H. McCORMICK
FRANCISCO R. MONTERO
LEE G. PETRO*
RAYMOND J. QUIANZON
JAMES P. RILEY
DAVINA S. SASHKIN
PETER TANNENWALD
KATHLEEN VICTORY
HOWARD M. WEISS

FLETCHER, HEALD & HILDRETH, P.L.C.

ATTORNEYS AT LAW

11th FLOOR, 1300 NORTH 17th STREET
ARLINGTON, VIRGINIA 22209

OFFICE: (703) 812-0400

FAX: (703) 812-0486

www.fhhlaw.com

RETIRED MEMBERS
VINCENT J. CURTIS, JR.
RICHARD HILDRETH
GEORGE PETRUTSAS

OF COUNSEL
ALAN C. CAMPBELL
THOMAS J. DOUGHERTY, JR.
DONALD J. EVANS
ROBERT M. GURSS*
RICHARD F. SWIFT

WRITER'S DIRECT
703-812-0483
COLE@FHHLAW.COM

November 12, 2010

* NOT ADMITTED IN VIRGINIA

BY HAND DELIVERY

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W. – TW-A325
Washington, D.C. 20554

Attention: Michael Wagner
Audio Division, Media Bureau

Re: Notification of resumption of operation of Station DWHYC(FM),
Facility ID 28177, Swan Quarter, North Carolina

Dear Ms. Dortch:

I am writing on behalf of the Hyde County Board of Education ("Board"), licensee of noncommercial educational FM Station DWHYC(FM), Swan Quarter, North Carolina, to advise the Commission that, according to Vanessa Bryant, the station's manager, the station returned to operation on November 11, 2010.

This notification is being submitted on paper, rather than through CDBS, because of unanticipated complications apparently arising from the station's current licensed status. The station's license was cancelled in February, 2010, but the Board submitted a timely petition for reconsideration of that action in March. Pursuant to special temporary authority (File No. BLSTA-20100312AAF), the station has been operating since April pending action on the Board's petition for reconsideration. However, in September the station encountered technical problems and went off the air. Notice of that circumstance was submitted through CDBS on September 10, 2010. When the technical problems could not be resolved within 30 days, a request for authority to stay silent (File No. BLSTA-20101008ACJ) was filed, also through CDBS. However, that request was not granted, as a result of which CDBS did not reflect that the

FILED/ACCEPTED

NOV 12 2010

Federal Communications Commission
Office of the Secretary

FLETCHER, HEALD & HILDRETH, P.L.C.

Marlene H. Dortch, Secretary

November 12, 2010

Page 2

station was silent. CDBS would not permit the online submission of a notice that the station had resumed operation.

After conferring with a member of the staff of Media Bureau's Audio Division, it was determined that the appropriate course would be to submit a letter, on paper, describing this situation so that the Commission would have a complete record. This letter is being submitted pursuant to that approach.

Please contact me if you have any questions about this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "H. Cole", written over the printed name.

Harry F. Cole

Counsel for the Hyde County Board of Education

cc (by email): Michael Wagner, Assistant Chief, Audio Division (Michael.Wagner@fcc.gov)
Denise Williams (Denise.Williams@fcc.gov)