

**FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554**

OCT 12 2016

In reply refer to: 1800B3-DW

Barry D. Wood, Esq.
Wood, Martin and Hardy, P.C.
3300 Fairfax Dr., Suite 202
Arlington, VA 22201

In re: **KPTO(AM), Pocatello, ID**
Facility ID No. 129638
Silent since October 25, 2015

Request for Extension of Special Temporary
Authority to Remain Silent

Dear Mr. Wood:

This letter concerns the request you filed on September 2, 2016, on behalf of Freedom's Voice Radio, LLC ("FVR"), for extension of Special Temporary Authority (STA) to permit AM Radio Station KPTO to remain silent.

Commission records reflect that FVR stated that Station KPTO(AM) went silent on October 25, 2015, due to the owner's health issues. The previous STA was granted on December 4, 2015, and expired on July 1, 2016. FVR requests extension of its STA due to owner's continuing health issues. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.

FVR's request is granted. Accordingly, Special Temporary Authority is granted to permit Station KPTO(AM) to remain silent until October 25, 2017. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station KPTO(AM) will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., October 26, 2016.**¹

FVR is required to notify the Commission when broadcast operations resume. If FVR does not file the notification of resumption of operations in a timely manner, the license may be subject to cancellation pursuant to Section 312(g) of the Communications Act, as amended.²

The station's silent status does not suspend the licensee's obligation to comply with all other relevant Commission rules, including the filing, when appropriate, of applications for renewal of broadcast license. It is imperative to the safety of air navigation that any prescribed painting and illumination of the station's tower shall be maintained until removed.³

Finally, Section 73.1740(a)(4) of the Commission's Rules permits licensees to temporarily discontinue operations for good cause, and for a period not to exceed 30 days without further authority.⁴ This rule requires that the licensee notify the Commission by letter not later than the 10th day of limited or discontinued operations, and requires a licensee to seek Commission authorization for any period of limited or discontinued operations exceeding 30 days. FVR failed to submit a timely request for an

¹ See 47 U.S.C. § 312(g).

² In addition to filing a notification of resumption of operations electronically on the date operations resume, notification of resumption must also be emailed to Denise.Williams@FCC.gov.

³ See 47 C.F.R. §§ 17.6 and 73.1740(a)(4).

⁴ See 47 C.F.R. § 73.1740(a)(4).

extension of its STA to permit Station KPTO(AM) to remain silent beyond July 1, 2016, and the action taken herein shall not be construed as authorizing the station to remain silent between July 1, 2016, and September 2, 2016.

Sincerely,

A handwritten signature in blue ink that reads "Lisa Scanlan" followed by a stylized flourish.

Lisa Scanlan
Assistant Chief, Audio Division
Media Bureau