

FEDERAL COMMUNICATIONS COMMISSION
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December 24, 2013

Howard M. Liberman, Esq.
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1500 K Street, N.W. Suite 1100
Washington, DC 20005

Re: WADB(AM), Asbury Park, NJ
Facility Identification Number: 14895
Townsquare Media Monmouth-Ocean License, LLC
Special Temporary Authorization

Dear Counsel:

This is in reference to the request filed December 19, 2013, on behalf of Townsquare Media Monmouth-Ocean License, LLC ("TMMO"). TMMO requests special temporary authority ("STA") pursuant to Section 73.1635 of the Commission's Rules to operate station WADB(AM) during daytime and nighttime hours with parameters at variance and/or reduced power from its licensed technical parameters.¹

In support of the request, TMMO states that the landlord for the station's towers is performing structural work on the towers, and recent modifications to a nearby cell tower are affecting the station's monitor points. Therefore, WADB(AM) requests special temporary authority to operate with parameters at variance and/or with reduced power as required for maintaining all monitoring points.

Accordingly, the request for STA IS HEREBY GRANTED. Station WADB(AM) may operate during daytime and nighttime hours with parameters at variance from licensed values and/or reduced power while maintaining monitor points within licensed limits. Additionally, the station's current STA (BSTA-20131112APK) IS HEREBY DISMISSED². It will be necessary to further reduce power or cease operation if complaints of interference are received. TMMO must

¹ WADB(AM) is licensed for operation on 1310 kHz with 2.5 kilowatts daytime and 1 kilowatt nighttime, employing different directional antenna patterns (DA2-U).

² Station WADB(AM) is currently authorized by STA (BSTA-20131112APK) to operate with reduced in order to maintain its monitor points within licensed limits.

notify the Commission when licensed operation is restored.³ TMMO 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 **May 10, 2014**.

STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, 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.

Sincerely,



Jerome J. Manarchuck
Audio Division
Media Bureau

cc: Townsquare Media Monmouth-Ocean License, LLC

³ *See* 47 CFR §§ 73.45(c), 73.51, 73.54, 73.61(b)