

FEDERAL COMMUNICATIONS COMMISSION
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February 5, 2009

Troy G. Langham, FCC Engineering Supervisor
Clear Channel Technical & Capital Management
2625 South Memorial Drive, Suite A
Tulsa, Oklahoma 74129

Re: WWVA(AM), Wheeling, West Virginia
Facility Identification Number: 44046
Capstar TX Limited Partnership
Special Temporary Authority

Dear Mr. Langham:

This is in reference to the request filed May 30, 2008, on behalf of Capstar TX Limited Partnership ("Capstar"). Capstar requests extension of the special temporary authority ("STA") granted on March 10, 2008, to operate Station WWVA during nighttime hours with parameters at variance and/or reduced power while maintaining monitor points within licensed limits.¹ In support of the request, Capstar states that it has not yet been able to determine the cause of the problems with the station's nighttime antenna system.

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 been prevented from restoring licensed operation due to causes beyond its control and has taken all possible steps to expeditiously resolve the problem. Thus, extension of STA is warranted.

¹ WWVA is licensed for operation on 1170 kHz with 50 kilowatts daytime and 50 kilowatts nighttime, employing a directional antenna during nighttime hours only (DA-N-U).

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station WWVA may continue to operate during nighttime hours with parameters at variance and/or reduced power while maintaining monitor points within licensed limits. Capstar must notify the Commission when licensed operation is restored.² Capstar 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 **August 5, 2009**.

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: Capstar TX Limited Partnership

² *See* 47 CFR §§ 73.45(c), 73.51, 73.54, 73.61(b).