

FEDERAL COMMUNICATIONS COMMISSION
445 12th STREET, S.W.
WASHINGTON, DC 20554

May 22, 2006

In Reply Refer to:
1800B3

David D. Burns, Esq.
Latham & Watkins
555 11th Street, N.W., Suite 1000
Washington, DC 20004-1304

In re: Eddie Floyd
K273AF, Carson City, NV
Facility ID No. 13529

Request for Special Temporary
Authorization

Dear Mr. Reilly:

This letter refers to the May 16, 2006, request for Special Temporary Authorization ("STA") filed on behalf of Eddie Floyd Christian Radio Corporation ("Floyd"), licensee of expired FM Translator Station K273AF, Carson City, Nevada.

An application for renewal of K273AF's license should have been filed by June 1, 2005. No such application was filed, and the K273AF license expired on October 1, 2005. When the omission was brought to its attention, Floyd contacted communication counsel, who assisted him in filing a license renewal application¹ and the subject STA request. In the STA request, Floyd admits that it failed to submit a timely renewal application for K273AF, explaining that he acquired the station in 2001 and had not owned the station -- or any other FCC authorization -- during the prior renewal cycle; he therefore was unaware of the need to file a license renewal application for K273AF, and he has no recollection of receiving a notification from the Commission advising him of that necessity. Floyd requests authorization to operate the station with the same facilities as authorized by the expired license pending action on the renewal application.


Under Section 309(f) of the Communications Act, 47 U.S.C. Section 309(f), when an appropriate application has been filed, the Commission may grant special temporary authorization if it finds that there are extraordinary circumstances requiring temporary operations in the public interest and that delay in the institution of such temporary operations would seriously prejudice the public interest. In this case, we believe that the public interest in maintaining K273AF's FM Translator broadcast service to the residents of Carson City, Nevada

¹ File No. BRFT-20060515ADD.

warrants continued operation of the station pending consideration and disposition of the (untimely) renewal application.

Accordingly, the May 16, 2006, request for Special Temporary Authorization filed by Floyd Christian Radio Corporation IS GRANTED, and it may resume its operation of K273AF, Carson City, Nevada, with the facilities for which the license expired on October 1, 2005. This authorization will expire (1) 180 days from the date of this letter; or (2) upon action on the pending K273AF license renewal application, whichever is sooner. Additionally, grant of this authorization is without prejudice to whatever action, if any, the staff deems appropriate in light of the failure to file a timely license renewal application for K273AF.

Sincerely,



Peter H. Doyle
Chief, Audio Division
Media Bureau

cc: Mr. Eddie Floyd

Federal Communications Commission Washington, D.C. 20554	Approved by OMB 3060-0386 (July 2002)	FOR FCC USE ONLY
<p align="center">Legal STA</p> <p align="center">Read Instructions/FAQ before filling out form</p>		FOR COMMISSION USE ONLY FILE NO. BSTA - 20060516AAF

Section I - General Information

1. Legal Name of the Applicant EDDIE FLOYD			
Mailing Address 405 APPLE STREET			
<table border="1"> <tr> <td>City RENO</td> <td>State or Country (if foreign address) NV</td> <td>Zip Code 89502 -</td> </tr> </table>	City RENO	State or Country (if foreign address) NV	Zip Code 89502 -
City RENO	State or Country (if foreign address) NV	Zip Code 89502 -	
Telephone Number (include area code) 7758278900			
<table border="1"> <tr> <td>FCC Registration No 0011733425</td> <td>Call Sign K273AF</td> <td>E-Mail Address (if available)</td> </tr> </table>	FCC Registration No 0011733425	Call Sign K273AF	E-Mail Address (if available)
FCC Registration No 0011733425	Call Sign K273AF	E-Mail Address (if available)	
2. Contact Representative (if other than licensee/permittee) DAVID D. BURNS			
Mailing Address 555 ELEVENTH STREET, NW SUITE 1000			
<table border="1"> <tr> <td>City WASHINGTON</td> <td>State or Country (if foreign address) DC</td> <td>ZIP Code 20004 - 1304</td> </tr> </table>	City WASHINGTON	State or Country (if foreign address) DC	ZIP Code 20004 - 1304
City WASHINGTON	State or Country (if foreign address) DC	ZIP Code 20004 - 1304	
Telephone Number (include area code) 2026372200			
3. Purpose: <input type="radio"/> Engineering STA			
<input type="radio"/> Extension of Existing Engineering STA			
<input checked="" type="radio"/> Legal STA			
<input type="radio"/> Extension of Existing Legal STA			
4. Service: FX			
5. Community of License: <input checked="" type="radio"/> CARSON CITY State: NV			
6. If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input type="radio"/> Governmental Entity <input type="radio"/> Noncommercial Educational Licensee/Permittee <input type="radio"/> Other			
7. Please explain in detail the "extraordinary circumstances" which warrant temporary operations at variance from the Commission's Rules. In addition, please specify 1) the specific rules and/or policies from which the applicant seeks temporary relief; 2) how the public interest will be furthered by grant; and 3) the expected duration of the STA and the licensee's plan for restoration of licensed operation.			
8. Anti-Drug Abuse Act Certification. Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.			

[Exhibit 38]

☒ Yes ☐ No

I hereby certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations.

Typed or Printed Name of Person Signing

Typed or Printed Title of Person Signing

EDDIE FLOYD

INDIVIDUAL OWNER

Signature

Date (mm/dd/yyyy)

05/15/2006

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Exhibits**Attachment 38****Description****EXPLANATION OF CIRCUMSTANCES**

Exhibit 38
Legal STA
K273AF

Eddie Floyd, licensee of FM translator station K273AF, Carson City, Nevada, failed to file an application for renewal of the station's license on June 1, 2005, the date by which such application was due. As a result, the station's license expired on October 1, 2005, without a renewal application being pending.

Mr. Floyd is the owner of only a single broadcast property, i.e. station K273AF. He acquired the license for the station on August 14, 2001, and has not owned the station during a prior renewal cycle. Mr. Floyd has not held any FCC license prior to acquiring the license for the station. Consequently, Mr. Floyd was not aware of the need to file a renewal application for the station's license by June 1, 2005, and his failure to file for renewal was inadvertent. Although the Commission staff has advised that it sent notice of the failure to file to the station, Mr. Floyd has no recollection of receiving such notice. Upon becoming aware of the requirement that a renewal application be filed, Mr. Floyd promptly contacted counsel to obtain assistance in the preparation and filing of the application. A renewal application for the station's license is being filed simultaneously with this application.

Mr. Floyd has continued to operate the station since the expiration of its license on October 1, 2005. Mr. Floyd hereby respectfully requests that the Commission grant special temporary authority to continue to operate the station pending the processing of the license renewal application.