

**FEDERAL COMMUNICATIONS COMMISSION**  
**445 TWELFTH STREET SW**  
**WASHINGTON DC 20554**

**MEDIA BUREAU**  
**AUDIO DIVISION**  
**APPLICATION STATUS:** (202) 418-2730  
**HOME PAGE:** [www.fcc.gov/mb/audio/](http://www.fcc.gov/mb/audio/)

**ENGINEER:** Dale Bickel  
**TELEPHONE:** (202) 418-2706  
**FACSIMILE:** (202) 418-1410  
**E-MAIL:** [dale.bickel@fcc.gov](mailto:dale.bickel@fcc.gov)

January 23, 2013

Mary N. O'Connor  
Wilkinson Barker Knauer LLP  
2300 N Street NW, Suite 700  
Washington, DC 20037

Re: KLVY (FM), Fairmead, CA  
Educational Media Foundation  
Facility Identification Number: 18854  
Special Temporary Authority  
BSTA-20130110AGZ

Dear Counsel:

This is in reference to the request filed January 10, 2013,, on behalf of Educational Media Foundation ("EMF"). EMF requests special temporary authority ("STA") to operate Station KLVY with a temporary antenna, pending repair of the station's transmitter controller circuit. After the failure of the circuit, KLVY was able to resume operations using its licensed auxiliary. However, the use of the temporary directional antenna specified in this request, mounted at 23 meters above ground level and oriented toward 190° True, at the requested ERP of 1.844 kW, will provide better coverage while maintaining the 60 dBu contour within the station's licensed 60 dBu contour.<sup>1</sup>

The request for STA IS HEREBY GRANTED. We anticipate that repairs to the transmitter will be completed within the period of this STA and that extensions will not be necessary.

This authority expires on **July 23, 2013**.

---

<sup>1</sup> KLVY is licensed for operation on Channel 216B (91.1 MHz) with effective radiated power of 39 kilowatts (H&V, nondirectional) and antenna height above average terrain of 170 meters.

-----

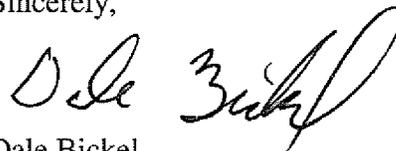
**STA Advisory:** Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice 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,



Dale Bickel  
Senior Engineer  
Audio Division  
Media Bureau

cc: Educational Media Foundation