

**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/)

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March 11, 2015

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Counsel for Tower Broadcasting LLC (TB)  
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Re: PPE  
WELM(AM), Elmira, NY  
Facility Identification Number: 52120  
Special Temporary Authority (STA)  
BESTA- 20150219ACB

Dear Counsel:

This is in reference to the request filed on February 19, 2015. PPE requests a second extension of the STA originally granted on February 5, 2014, to operate station WELM(AM) with emergency antenna facilities pursuant to Section 73.1680 to allow time to resolve diplexing issues affecting the nighttime pattern (with no changes needed to the licensed 5 kW daytime ND pattern).<sup>1</sup> In support of the request, PPE states that in the past six month STA period it was unable to resolve all problems, including failure of the 1 kW nighttime transmitter.

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

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<sup>1</sup> WELM(AM) is licensed for operation on 1410 kHz with 5 kW day (ND) and 1 kW night (DA).

restoration of licensed operation; or

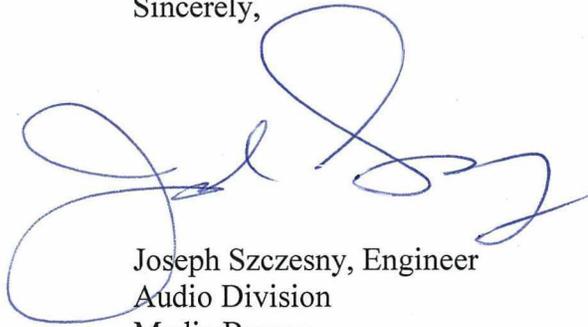
- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

The request did not provide any new information as to what recent steps had been taken during the last STA time period to resume licensed operations, such as all repairs made and those that remain to be completed, or when PPE intends to transfer ownership of the station to TB. As a result, we recommend that PPE and TB coordinate to take all necessary steps to complete all repairs before the expiration date shown below, including the replacement of the failed 1 kW nighttime transmitter if needed (since unable to repair in the past six months).

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station WELM(AM) may operate with a temporary ND antenna and reduced power not to exceed 0.25 kW nighttime. It will be necessary to further reduce power or cease operation if complaints of interference are received. PPE must notify the Commission when licensed operation is restored by filing a one page letter in triplicate with the Secretary's office, to the attention of supervisory engineer Son Nguyen.<sup>2</sup> PPE 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 **September 11, 2015**.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Joseph Szczesny', is written over a large, stylized blue scribble.

Joseph Szczesny, Engineer  
Audio Division  
Media Bureau

cc: Richard A. Foreman, Court Appointed Receiver, PPE

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<sup>2</sup> *See* 47 CFR §§ 73.45(c), 73.51, 73.61(b).