

**FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D. C. 20554**

**IN REPLY REFER TO:
1800B3-KLJ**

November 19, 2009

Edwin Moore
Progressive Broadcasting System, Inc.
P. O. Box 307
Elkhart, IN 46515

**In re: W292DO, Middlebury, IN
Facility ID No. 145316
Silent Since August 3, 2009**

**Request For Special Temporary
Authority To Remain Silent**

Dear Mr. Moore:

This letter concerns the request, filed on August 12, 2009, on behalf of Progressive Broadcasting System, Inc. ("Progressive") for Special Temporary Authority to permit FM Translator W292DO to remain silent.

Progressive's request states that W292DO went silent on August 3, 2009, due to technical problems. Progressive's request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.¹

Progressive's request will be granted. Accordingly, Special Temporary Authority is granted to permit Station W292DO to remain silent for a period not to exceed 180 days from the date of this letter. **Notwithstanding the grant of this special temporary authority, the broadcast license for W292DO will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m. August 4, 2010.**² See Section 312(g) of the Communications Act, 47 U.S.C. Section 312(g).


¹ In the event extension of Special Temporary Authority is sought, please renew the certification in this matter. In the event extension of special temporary authority is sought, please renew the certification in this matter.

² Notification of resumption of broadcast operations must be mailed to:

Federal Communications Commission
Attn: 1800B3-DW, Room 2-B450
445 12th Street, S.W.
Washington, D.C. 20554

The station's silent status does not suspend the licensee's obligation to comply with all other relevant Commission rules, including the filing, when appropriate, of applications for renewal of broadcast license. Finally, we note that it is imperative to the safety of air navigation that any prescribed painting and illumination of the station's tower shall be maintained until removed. *See* 47 C.F.R. Sections 17.6 and 73.1740(a)(4).

Sincerely,



for

H. Taft Snowdon
Supervisory Attorney
Audio Division
Media Bureau

cc: Matthew H. McCormick, Esq.