

**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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November 9, 2016

Gordon Ichikawa, President  
Tower Broadcasting LLC  
56 Gail Drive  
Owego, NY 13827-1057

Re: Tower Broadcasting LLC (TB)  
WELM(AM), Elmira, NY  
Facility Identification Number: 52120  
Special Temporary Authority (STA)  
BESTA- 20160930ACJ

Dear Mr. Ichikawa:

This is in reference to the request filed on September 30, 2016. TB requests a further extension of the STA granted on February 5, 2014, to operate ND with reduced power due to problems with WELM(AM) and co-located station WEHH(AM).<sup>1</sup> In support of the request, TB states that additional time is needed to complete all repairs and replace the 5 kW transmitter if needed, since currently unable to exceed a power level of 0.5 kW.

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.

Based upon the information submitted in this request, TB must replace the damaged 5 kW transmitter since unable to repair over the past two years (due to lack of available parts and

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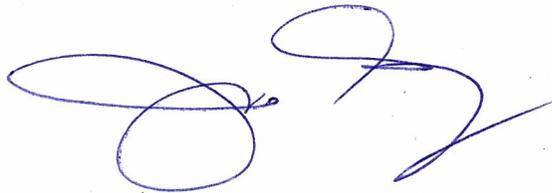
<sup>1</sup> WELM(AM) is licensed for operation on 1410 kHz with 5 kW day (ND) and 1 kW night (DA).

manufacturer support), and then file the required FCC Form 302 application to update all operating parameters due to all other required repairs. Otherwise TB may need to consider other options to resume licensed operations, such as filing an FCC Form 301 application to permanently reduce power and make any other desired changes to the antenna system to show that substantial progress has been made.

Accordingly, the request for extension of STA IS HEREBY GRANTED, and TB may continue to operate ND daytime with reduced power and at night using a maximum of 0.25 kW. It will be necessary to further reduce power or cease operation if complaints of interference are received. TB 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 **May 9, 2017**.

Sincerely,



Joseph Szczesny, Engineer  
Audio Division  
Media Bureau

cc: John F. Garziglia, Esq., WCSR PLLC (via e-mail only)