

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
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September 19, 2011

Mark Snow, Managing Partner
Red Mountain Broadcasting, LLC
Box 70937
Tuscaloosa, Alabama 35407

Re: Red Mountain Broadcasting, LLC
W267BF(FM), Demopolis, Alabama
Facility Identification Number: 148566
Special Temporary Authority

Dear Mr. Snow:

This is in reference to the request filed September 8, 2011, on behalf of Red Mountain Broadcasting, LLC ("RMB"). RMB requests special temporary authority ("STA") to operate Station W267BF with temporary facilities.¹ In support of the request, RMB states that technical issues developed with the combining system at the site specified in Construction Permit BPFT-20110705AAH. Until the combiner can be modified to accept the W267BF antenna, RMB requests STA for operation from the permit site with a temporary antenna mounted below the authorized antenna.

Our review indicates that the proposed STA operation complies with the technical provisions of Section 73.1615, which governs operation during modification of full-service FM facilities, and that no interference to other stations is likely to result from the proposed STA operation.

Accordingly, the request for STA IS HEREBY GRANTED. Station W267BF may operate with the following facilities:

Geographic coordinates:	33° 09' 36" N, 87° 30' 54" W (NAD 1927)
Channel	265 (100.9 MHz)
Effective radiated power:	0.2 kilowatt (H&V)
Antenna height:	
above ground:	128 meters
above mean sea level:	247 meters
above average terrain:	170 meters

¹ W267BF is licensed for operation on Channel 267D (101.3 MHz) with effective radiated power ("ERP") of 0.245 kilowatt (V only) and antenna height above average terrain ("HAAT") of 203 meters. Construction Permit BPFT-20110705AAH authorizes a change in operating frequency to Channel 265D (100.9 MHz), relocation of the transmitter and operation with ERP of 0.2 kilowatt and HAAT of 189 meters.

RMB must notify the Commission when licensed operation is restored. RMB 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 **March 19, 2012**.

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,

A handwritten signature in blue ink, appearing to read "Charles N. Miller", with a long horizontal flourish extending to the right.

Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Red Mountain Broadcasting, LLC