

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

MAY 30 2019

IN REPLY REFER TO: 1800B3-MAT

Daniel G. O'Neil, Esq.
Rini O'Neil, PC
1200 New Hampshire Avenue, NW, Suite 600
Washington, DC 20036

In re: WJZZ(FM), Montgomery, NY
Facility ID No. 89510
Silent since August 22, 2018

Request for Extension of Special Temporary
Authority to Remain Silent

Dear Mr. O'Neil:

This letter concerns the request you filed on May 13, 2019, on behalf of Hudson Valley Public Radio, Inc. (HVPR), for extension of Special Temporary Authority (STA) to permit FM Radio Station WJZZ to remain silent.

Commission records reflect that HVPR stated that Station WJZZ(FM) went silent on August 22, 2018, for financial reasons. The previous STA was granted on October 2, 2018, and expired on March 31, 2019.¹ HVPR requests extension of its STA for continuing financial reasons. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.

HVPR's request is granted. Accordingly, Special Temporary Authority is granted to permit Station WJZZ(FM) to remain silent until August 22, 2019. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station WJZZ(FM) will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m., August 23, 2019.**²

HVPR is required to notify the Commission when broadcast operations resume. If HVPR does not file the notification of resumption of operations in a timely manner, the license may be subject to cancellation pursuant to Section 312(g) of the Communications Act, as amended.³

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.⁴

Sincerely,



Lisa Scanlan
Deputy Chief, Audio Division
Media Bureau

¹ We note that HVPR failed to submit a timely request for an extension of STA to permit FM Station WJZZ to remain silent beyond March 31, 2019. The action taken herein shall not be construed as authorizing the station to remain silent between March 31, 2019 and May 13, 2019.

² See 47 U.S.C. § 312(g).

³ *Id.* In addition to filing a notification of resumption of operations electronically on the date operations resume, notification of resumption must also be emailed to Denise.Williams@FCC.gov.

⁴ See 47 CFR §§ 17.6 and 73.1740(a)(4).