

**FEDERAL COMMUNICATIONS COMMISSION**  
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**WASHINGTON DC 20554**

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May 9, 2013

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Re: Cox Radio, Inc.  
WDBO(AM), Orlando, Florida  
Facility Identification Number: 48726  
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed March 18, 2013, on behalf of Cox Radio, Inc. ("Cox"). Cox requests special temporary authority ("STA") to operate Station WDBO(AM) with nighttime facilities that vary from its license.<sup>1</sup>

In support of the request, it was stated that the licensee has recently become aware of structural repairs that are needed on the north WDBO(AM) tower. Therefore, the station will need to operate in nondirectional mode both day and night. Specifically, Cox requests STA for nighttime operation using the station's licensed daytime nondirectional operating facilities, and operating at 1.25 kilowatts. This is 25% of the station's licensed directional nighttime power.

Section 73.1680 of the Commission's rules provide for operation with emergency antenna facilities following damage to authorized antenna systems, provided that an informal request for continued use of an emergency antenna is filed with the Commission within 24 hours. In particular, Section 73.1680(b)(1) provides that AM stations using an emergency nondirectional antenna in lieu of authorized directional facilities shall operate with power reduced to 25 percent or less of the nominal license power, or a higher power, not exceeding licensed power, while insuring that the radiated field strength does not exceed that authorized in any given azimuth.

Accordingly, the request for STA IS HEREBY GRANTED. Station WDBO(AM) may continue to operate non-directionally during daytime hours in accordance with its license, and may operate non-directionally during nighttime hours with reduced power not to exceed 1.25 kilowatts. It will be necessary to further reduce power or cease operation if complaints of

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<sup>1</sup> WDBO(AM) is licensed for operation on 580 kHz with a daytime power of 5 kilowatts and a nighttime power of 5 kilowatts, employing a directional antenna pattern at night (DAN-U).

interference are received. Cox must notify the Commission when licensed operation is restored.<sup>2</sup> Cox 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 **November 5, 2013**.


**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,

  
Jerome J. Manarchuck  
Audio Division  
Media Bureau

cc: Cox Radio, Inc.

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