

### **Request for Extension of Engineering STA**

WPB FCC License Sub, LLC ("Licensee"), the licensee of WMEN(AM), Royal Palm Beach, Florida (FIN 61080), hereby requests an extension of the special temporary authority ("STA") granted by the FCC on November 15, 2021 authorizing the operation of WMEN(AM) with reduced power daytime and parameters at variance from its licensed facilities at night using a backup transmitter (File No. BSTA-20211105AAD) (copies of the STA request and FCC letter granting the STA are attached) ("November 15, 2021 STA").

As explained previously, WMEN(AM) had been operating for decades with daytime power of 25 kW and a nighttime power of 4.5 kW to overcome Cuban interference pursuant to STAs (most recently extended on September 28, 2021 by File No. BESTA-202109036AAB). However, due to a fire, the station's main transmitter was damaged and the station was forced to operate with the station's backup transmitter. As the backup transmitter is only capable of achieving daytime power of 5 kW and nighttime power of 4.5 kW, the station obtained the November 15, 2021 STA until the Licensee could assess the extent of the damage to the main transmitter. During the November 15, 2021 STA period, it was determined that the station's main transmitter output section was completely destroyed by the fire. The manufacturer of the damaged main transmitter advised that the damaged transmitter was not worth repairing. As such, the Licensee placed an order for a new transmitter in February and the expected ship date is May 18, 2022. As soon as the new transmitter is delivered, the Licensee will work expeditiously to install the new transmitter.

Accordingly, the Licensee respectfully requests that the FCC grant the instant request for an extension of the November 15, 2021 STA so that WMEN(AM) may continue to serve its listeners while awaiting the delivery and installation of the new transmitter.

# Anti-Drug Abuse Act Certification

All requests for [Special Temporary Authority](#) and other non-application-form (e.g., letter) requests must include the Anti-Drug Abuse Act Certification set forth below. The certification may be included in the request itself or attached to the request (you may print and use this page as an attachment). It must be signed by an officer of the corporation or organization.

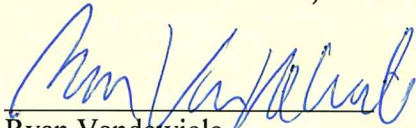
Answer YES if all parties to the application are in compliance with Section 5301 of the *Anti-Drug Abuse Act of 1988*, 21 U.S.C. Section 862, the federal law which provides federal and state court judges the discretion to deny federal benefits to individuals convicted of offenses consisting of the distribution of controlled substances. For a definition of "party" for these purposes, see [47 C.F.R. Section 1.2002\(b\)](#). See also *Amendment of Part 1 of the Commission's Rules to Implement Section 5301 of the Anti-Drug Abuse Act of 1988*, 6 FCC Rcd 7551, 57 Fed. Reg. 00186 (1991).

    X     YES      NO           

By checking yes, the applicant certifies that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. 862, or, in the case of a non-individual applicant (e.g., corporation, partnership or other unincorporated association), no party to the application is subject to a denial of federal benefits that includes FCC benefits pursuant to that section. For the definition of a party for these purposes, see 47 C.F.R. Section 1.2002(b).

I certify that the statements made in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

**WPB FCC License Sub, LLC**



Ryan Vandewiele  
Vice President and General Counsel

WMEN(AM)(FIN 61080) - Request for Extension of Special Temporary Authority



Federal Communications Commission  
Washington, D.C. 20554

November 15, 2021

Ryan Vandewiele, VP/GC  
WPB FCC License Sub, LLC  
3415 University Avenue, West  
St. Paul, MN 55114

Re: WPB FCC License Sub, LLC  
WMEN(AM), Royal Palm Beach, FL  
Facility Identification Number: 61080  
Special Temporary Authority (STA)

Dear Mr. Vandewiele:

This is in reference to the request filed on November 5, 2021 on behalf of WPB FCC License Sub, LLC ("WPB"). WPB requests STA to operate station WMEN(AM) with reduced power daytime and parameters at variance from its licensed facilities at night.<sup>1</sup> Specifically, WMEN(AM) is requesting operation with a reduced daytime power due to fire damage and is also requesting STA to continue to operate with an increased nighttime power to overcome interference from a Cuban AM station.

Station WMEN(AM) has been operating pursuant to STA for decades to overcome Cuban interference. Most recently the station received an STA extension (BESTA-20210903AAB) grant on September 28, 2021 for daytime operation with a power of 25 kilowatts and a nighttime power of 4.5 kilowatts. However, due to damage caused by a recent fire, the station's main transmitter needs to be repaired or replaced. The station's back-up transmitter is only capable of achieving 5 kilowatts of power, and therefore the station is requesting operation with a daytime power of 5 kilowatts and a nighttime power of 4.5 kilowatts. Thus, the station is requesting STA to operate with facilities that are different than those granted in the last STA extension (BESTA-20210903AAB).

Section 73.1560(d), which governs reduced power operation, states:

In the event it becomes technically impossible to operate at authorized power, a broadcast station may operate at reduced power for a period of not more than 30 days without specific authority from the FCC. If operation at reduced power will exceed 10 consecutive days, notification must be made to the FCC in Washington, DC, Attention: Audio Division (radio) or Video Division (television), Media Bureau, not later than the 10<sup>th</sup> day of the lower power operation. In the event that normal power is restored within the 30 day period, the licensee must notify the FCC of the date that normal operation was restored. If causes beyond the control of the licensee prevent restoration of the authorized power within 30 days, a request for Special Temporary Authority

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<sup>1</sup> WMEN(AM) is licensed for operation on 640 kHz with a daytime power of 7.5 kilowatts and a nighttime power of 0.46 kilowatt, employing different directional antenna patterns (DA2-U).

(see Section 73.1635) must be made to the FCC in Washington, DC for additional time as may be necessary.

Accordingly, the request for STA IS HEREBY GRANTED AND BESTA-20210903AAB IS SUPERSEDED. Station WMEN(AM) may operate with the attached parameters. WMEN(AM) must reduce power or cease STA operations if complaints of interference are received, and 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 14, 2022**.

**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 dark ink, appearing to read "Jerome J. Manarchuck", with a stylized flourish at the end.

Jerome J. Manarchuck  
Audio Division  
Media Bureau

cc: Kenneth E. Satten, Esq. (via email only)

## Special Temporary Authority

### Specifications For Directional Operation of WMEN (AM), Royal Palm Beach, FL

**Frequency:** 640 kHz      **Nominal Power:** 5 kW day, 4.5 kW night  
**Antenna Input Power:** 5.4 kW day, 4.86 kW night  
**Common Point Current:** 10.39 amperes day, 9.85 amperes night  
**Common Point Resistance:** 50 ohms (day and night)  
**Transmitter site coordinates (NAD 1927):** 26° 45' 18" N, 80° 22' 00" W

#### Description of Directional Antenna System:

**Number and Type of Elements:** Two (2) vertical, self-supporting, series-excited steel radiators. Theo RMS 1465.1 mV/m/kw/km day, 621.62 mV/m/kW/km night. Standard RMS 1539.36 mV/m/kW/km day, 653.17 mV/m/kW/km night. Q 55.7 day, 23.64 night.

**Height above Insulators:** 76.2 meters (58.5°) with 9.75 m (7.5°) of top loading  
**Overall Height:** 78 meters  
**Spacing and Orientation:** Two towers spaced 49.94° apart on a line bearing 151° True.  
**Ground System:** 120 equally spaced buried copper radials, 115.8 meters in length about the base of each tower, except where intersecting radials are shortened and bonded or terminated by property boundaries.  
**Tower Registration Numbers:** #1(N) 1064637, #2(S) 1064636

#### Theoretical Parameters: (day and night)

	<b>Tower #1(N)</b>	<b>Tower #2 (S)</b>
<b>Field Ratio:</b>	1.000	0.98
<b>Phasing:</b>	0.0	-133.9°

#### Operating Parameters\*(day and night)

	<b>Tower #1(N)</b>	<b>Tower #2 (S)</b>
<b>Phase (degrees):</b>	0.0	-134.2
<b>Sample Current Ratio:</b>	1.000	1.048

\*As indicated by Potomac Instruments AM-19 (204) antenna Monitor.

**Antenna sampling system approved under Section 73.68 (b) of the rules.**

Federal Communications Commission Washington, D.C. 20554	Approved by OMB 3060-0386 (July 2002)	FOR FCC USE ONLY
<b>Engineering STA</b>  Read Instructions/FAQ before filling out form		FOR COMMISSION USE ONLY FILE NO. BSTA - 20211105AAD

### Section I - General Information

1.	Legal Name of the Applicant WPB FCC LICENSE SUB, LLC		
	Mailing Address 3415 UNIVERSITY AVENUE, WEST		
	City ST. PAUL	State or Country (if foreign address) MN	Zip Code 55114 -
	Telephone Number (include area code) 6516424334		E-Mail Address (if available)
	FCC Registration No 0028010627	Call Sign WMEN	Facility ID Number 61080
2.	Contact Representative (if other than licensee/permittee) KENNETH E. SATTEN		Firm or Company Name WILKINSON BARKER KNAUER, LLP
	Mailing Address 1800 M STREET, NW SUITE 800N		
	City WASHINGTON	State or Country (if foreign address) DC	ZIP Code 20036 -
	Telephone Number (include area code) 2027834141		E-Mail Address (if available) KSATTEN@WBKLAW.COM
3.	Purpose: <input checked="" type="radio"/> Engineering STA <input type="radio"/> Extension of Existing Engineering STA <input type="radio"/> Legal STA <input type="radio"/> Extension of Existing Legal STA		
4.	Service: AM		
5.	Community of License: City: ROYAL PALM BEACH    State: FL		
6.	If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input type="radio"/> Governmental Entity <input type="radio"/> Noncommercial Educational Licensee/Permittee <input type="radio"/> Other <input checked="" type="radio"/> N/A (Fee Required)		

### TECHNICAL SPECIFICATIONS

Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.

### TECH BOX

7.0.	STA is requested for use of <input checked="" type="radio"/> Licensed Antenna system with: <input checked="" type="radio"/> Reduced power <input type="radio"/> Reduced hours of operation <input type="radio"/> Required equipment out of service
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	<input type="radio"/> Other variance [Exhibit 13]	
	<input type="radio"/> Antenna system authorized by Construction Permit: - Describe requested modes of operation [Exhibit 14]	
	<input type="radio"/> Emergency wire antenna. Provide a full description in the Exhibit to Question 8. Do not complete the directional or nondirectional tower subforms.	
	<input type="radio"/> Other antenna system: (Complete Items 7.1 - 7.7)	
7.1.	Frequency: kHz	
7.2.	Class (select one): A <input type="radio"/> B <input type="radio"/> C <input type="radio"/> D <input type="radio"/>	
7.3.	Hours of Operation: <input type="radio"/> Unlimited <input type="radio"/> Limited <input type="radio"/> Daytime <input type="radio"/> Share Time <input type="radio"/> Specified Hours:	
7.4.	<b>Daytime:</b> <input type="radio"/> Yes <input type="radio"/> No [Daytime Operation]	
7.5.	<b>Nighttime:</b> <input type="radio"/> Yes <input type="radio"/> No [Nighttime Operation]	
7.6.	<b>Critical Hours Operation:</b> <input type="radio"/> Yes <input type="radio"/> No [Critical Hours Operation]	
7.7.	<b>Environmental Protection Act.</b> The proposed facility is excluded from environmental processing under 47. C.F.R. Section 1.1306 (i.e., The facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine compliance through the use of the RF worksheets in Appendix A, an <b>Exhibit is required.</b>  By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.	<input checked="" type="radio"/> Yes <input type="radio"/> No  See Explanation in [Exhibit 15]
8.	Please explain in detail the "extraordinary circumstances" which warrant temporary operations at variance from the Commission's Rules. In addition, please specify 1) the specific rules and/or policies from which the applicant seeks temporary relief; 2) how the public interest will be furthered by grant; and 3) the expected duration of the STA and the licensee's plan for restoration of licensed operation. If requesting variance with other than authorized technical facilities, please specify the exact facilities sought.	[Exhibit 16]
9.	Anti-Drug Abuse Act Certification. Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.	<input checked="" type="radio"/> Yes <input type="radio"/> No

I certify that I have prepared Engineering Data on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name RICK RIEKE	Relationship to Applicant (e.g., Consulting Engineer) STATION ENGINEER
Signature	Date (mm/dd/yyyy) 11/05/2021
Mailing Address 701 NORTHPOINT PARKWAY SUITE 500	



City WEST PALM BEACH	State or Country (if foreign address) FL	Zip Code 33407 -
Telephone Number (No dashes or parentheses, include area code) 5616321200	E-Mail Address (if available) RRIEKE@HUBBARDRADIO.COM	

I hereby certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations.

Typed or Printed Name of Person Signing RYAN VANDEWIELE	Typed or Printed Title of Person Signing VICE PRESIDENT & GENERAL COUNSEL
Signature	Date (mm/dd/yyyy) 11/05/2021

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

## Exhibits

### Exhibit 13

**Description:** EXHIBIT 13

SEE EXHIBIT 16.

### Attachment 13

### Exhibit 16

**Description:** EXHIBIT 16

WMEN(AM), ROYAL PALM BEACH, FLORIDA (FIN 61080) HAS BEEN OPERATING PURSUANT TO SPECIAL TEMPORARY AUTHORITY ORIGINALLY GRANTED BY THE FCC ON OCTOBER 1, 1992, AS MODIFIED BASED ON THE MOST RECENT LICENSE (FILE NO. BMML-20170602ABP) (THE 'CURRENT STA'). THE CURRENT STA AUTHORIZES WMEN(AM) TO OPERATE ON THE LICENSED 2-TOWER DIRECTIONAL ARRAY ANTENNA WITH AN EFFECTIVE RADIATED POWER OF 25 KW DAYTIME AND 4.5 KW NIGHTTIME (AND OTHER OPERATING PARAMETERS AS SPECIFIED IN THE MOST RECENT LICENSE) TO MITIGATE INTERFERENCE FROM AN UNLAWFUL CUBAN AM STATION.

DUE TO RECENT FIRE DAMAGE, HOWEVER, THE STATION'S MAIN TRANSMITTER NEEDS TO BE REPAIRED OR REPLACED. THE STATION HAS A BACK-UP TRANSMITTER THAT IS CAPABLE OF ACHIEVING 5.0 KW DAYTIME AND 4.5 KW NIGHTTIME.

BECAUSE THIS CHANGE IN OPERATIONS REPRESENTS A CHANGE IN THREE DAYTIME OPERATING PARAMETERS (NOMINAL POWER, INPUT POWER, AND CURRENT), A REQUEST FOR REDUCED POWER OPERATIONS IS REQUIRED.

ACCORDINGLY, THE LICENCEE IS SUBMITTING THIS STA REQUEST FOR AUTHORITY TO OPERATE AT REDUCED POWER UNTIL THE FIRE DAMAGE CAN BE REPAIRED. THE LICENSEE IS UNDERTAKING EFFORTS TO RETURN THE STATION TO THE OPERATING PARAMETERS SPECIFIED IN THE CURRENT STA.

EXCEPT AS OTHERWISE NOTED IN THIS FILING, ALL OTHER DAY AND NIGHT OPERATING PARAMETERS REMAIN THE SAME AS AUTHORIZED IN THE CURRENT STA.

### Attachment 16