

**FEDERAL COMMUNICATIONS COMMISSION**  
**445 TWELFTH STREET SW**  
**WASHINGTON DC 20554**

MEDIA BUREAU  
AUDIO DIVISION  
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August 2, 2012

Lee J. Peltzman, Esq.  
Shainis & Peltzman  
1850 M Street NW, Suite 240  
Washington, DC 20036

Re: East Central Broadcasting, LLC  
KLPW-FM, Cuba/Steelville, Missouri  
Facility Identification Number: 79236  
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed August 4, 2011, on behalf of East Central Broadcasting, LLC ("ECB"). ECB requests special temporary authority ("STA") to operate Station KLPW-FM with temporary facilities.<sup>1</sup> In support of the request, ECB states that Station KLPW-FM is silent and must return to the air prior to August 17, 2012. ECB states that it has located a new transmitter site from which it expects to be able to broadcast on a more permanent basis after it files a new minor change application.

STA requests which involve a change in transmitter site must include four critical elements: (1) Loss of the licensed site must be beyond the licensee's control; (2) STA facilities must continue to provide service<sup>2</sup> to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area<sup>3</sup> without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA. Our review indicates that the proposed STA operation complies with the foregoing criteria.

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

Geographic coordinates:	38° 4' 10" N, 91° 24' 19" W (NAD 1927)
Channel	297 (107.3 MHz)
Effective radiated power:	0.7 kilowatt (H only)
Antenna height:	
above ground:	8 meters
above mean sea level:	321 meters
Above average terrain:	43 meters

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<sup>1</sup> KLPW-FM is licensed to Cuba, Missouri, for operation on Channel 297C3 (107.3 MHz) with effective radiated power ("ERP") of 6.7 kilowatts (H&V) and antenna height above average terrain ("HAAT") of 191 meters. Construction Permit BPH-20120308ABP authorizes a change in the community of license to Steelville, relocation of the transmitter and operation with ERP of 25 kW and HAAT of 98 meters.

<sup>2</sup> For AM - 5 mV/m; for commercial FM - 3.16 mV/m; for noncommercial educational FM - 1.0 mV/m.

<sup>3</sup> For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

ECB must notify the Commission when licensed operation is restored. ECB 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 **February 2, 2013**.

Notwithstanding the grant of this STA or the expiration date specified herein, the station's license will expire as a matter of law upon twelve consecutive months of silence. *See* Pub. Law No. 104-104, 110 Stat. 56, Section 403(1) (1996) and *Order, Silent Station Authorizations*, FCC 96-218 (released May 17, 1996). *See also Public Notice*, Expedited Processing of Applications Filed by Silent Stations, DA 96-818 (May 22, 1996). The licensee must notify the Audio Division immediately upon resumption of broadcasting.

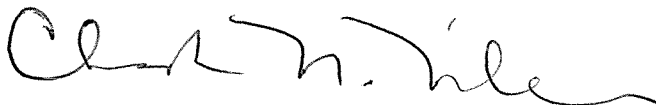
**STA Advisory:** Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice 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 black ink, appearing to read "Charles N. Miller", written in a cursive style.

Charles N. Miller, Engineer  
Audio Division  
Media Bureau

cc: East Central Broadcasting, LLC