

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

**IN REPLY REFER TO:  
1800B3-KLJ**

January 19, 2010

Neil Macleod  
Scotnmex Broadcasting, LLC  
675 Chelsea Drive  
Sanford, NC 27332

**In re: W276AV, Stamford, CT**  
Facility ID No. 24109  
Silent Since June 15, 2009

Request For Special Temporary  
Authority To Remain Silent

Dear Mr. Macleod:

This letter concerns the request, filed on October 14, 2009, on behalf of Scotnmex Broadcasting, LLC ("Scotnmex"), for Special Temporary Authority to permit FM Translator Station W276AV to remain silent.

Scotnmex's request states that W276AV went silent on June 15, 2009, due to the station's dispute with its landlord. Scotnmex's request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988<sup>1</sup>

Scotnmex's request will be granted. Accordingly, Special Temporary Authority is granted to permit Station W276AV to remain silent until June 15, 2010. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for W276AV will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m., June 16, 2010.**<sup>2</sup> See Section 312(g) of the Communications Act, 47 U.S.C. Section 312(g).

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

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<sup>1</sup> In the event extension of Special Temporary Authority is sought, please renew the certification in this manner.

<sup>2</sup> Notification of resumption of broadcast operations must be mailed to:

Federal Communications Commission  
Attn: 1800B3-DW, Room 2-B450  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

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. *See* 47 C.F.R. Sections 17.6 and 73.1740(a)(4).

Finally, the Commission's Rules, 47 C.F.R. Section 73.1740(a)(4), permit licensees to discontinue operations for good cause and for a period not to exceed 30 days without further authority, provided that the licensee notify Commission by letter "not later than the 10<sup>th</sup> day of limited or discontinued operations" and if operations are not able to commence by that time, "informal written request shall be made to the FCC no later than the 30<sup>th</sup> day for such additional time as may be deemed necessary. Scotnmex failed to timely submit a request for a STA to permit W276AV to remain silent beyond June 15, 2009, and the action taken herein shall not be construed as authorizing the station to remain silent between June 15, 2009, and October 14, 2009.

Sincerely,



H. Taft Snowdon  
Supervisory Attorney  
Audio Division  
Media Bureau

cc: Charles R. Naftalin, Esq.