

**FEDERAL COMMUNICATIONS COMMISSION
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**MEDIA BUREAU
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October 18, 2018

Imperial Broadcasting Company, LLC
329 North Union Ave.
Havre De Grace, MD 21078

Re: Imperial Broadcasting Company, LLC
WHGM(AM), Havre De Grace, MD
Facility Identification Number: 35120
Special Temporary Authority

Dear Applicant:

This is in reference to the request filed on behalf of Imperial Broadcasting Company, LLC ("IBC"). IBC requests special temporary authority ("STA") to operate station WHGM(AM) from an alternate site location with a whip antenna mounted on the top of its studio building.¹ In support of the request, IBC states that the station has lost the use of its licensed antenna/tower site and therefore requests temporary operation from its studio location.

Specifically, WHGM(AM) requests STA to employ an ANXX center-loaded, vertical, whip antenna mounted on the top of its studio building. A daytime only operation with a power of 10 watts is proposed.

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 to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area² 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 GRANTED. Station WHGM(AM) may operate with the

¹ WHGM(AM) is licensed for operation on 1330 kHz with a daytime power of 5 kilowatts and a nighttime power of 0.5 kilowatt, employing a directional antenna pattern at night (DAN-U).

² For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

following facilities:

Geographic coordinates	39° 33' 02" N, 76° 05' 30" W (NAD 1927)
Frequency	1330 KHz
Hours of operation	Daytime only
Operating power	0.01 kW
Antenna type	ANXX center-loaded, vertical, whip antenna
Electrical height of radiator	4.8°
Antenna efficiency	50 mV/m per kW at 1 km

It will be necessary to further reduce power or cease operation if complaints of interference are received. WHGM(AM) must notify the Commission when licensed operation is restored. WHGM(AM) 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 **April 16, 2019**.

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: Anthony T. Lepore, Esq. (via email only)