

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

MAY 22 2013

IN REPLY REFER TO:  
1800B3-VM

Mr. Douglas M. Sutton  
Tugart Properties, LLC  
P.O. Drawer E  
Toccoa, GA 30577

**In re: W228CA, Oakwood, GA**  
Facility ID No. 138393  
Silent since February 28, 2013

Request for Special Temporary  
Authority to Remain Silent

Dear Mr. Sutton:

This letter concerns the request you filed on March 1, 2013, on behalf of Tugart Properties, LLC ("TP"), for Special Temporary Authority to permit FM Translator Station W228CA to remain silent.

TP's request states that Station W228CA went silent on February 28, 2013, pending the proposed modification of its facilities. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.<sup>1</sup>

TP's request is granted. Accordingly, Special Temporary Authority is granted to permit Station W228CA to remain silent not to exceed 180 days from the date of this letter. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station W228CA will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m., March 1, 2014.**<sup>2</sup> See Section 312(g) of the Communications Act, 47 U.S.C. § 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 renewal of broadcast license. 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. §§ 17.6 and 73.1740(a)(4).

Sincerely,



Lisa Scanlan  
Assistant Chief, Audio Division  
Media Bureau

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<sup>1</sup> In the event extension of special temporary authority is sought, please renew the certification in this matter.

<sup>2</sup> In addition to filing electronically with the Commission on the date operations resume, notification of resumption of broadcast operations must be emailed to Denise.Williams@FCC.gov.