

FEDERAL COMMUNICATIONS COMMISSION
445 TWELFTH STREET SW
WASHINGTON DC 20554

MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/mb/audio/

ENGINEER: Dale Bickel
TELEPHONE: (202) 418-2706
FACSIMILE: (202) 418-1410
E-MAIL: dale.bickel@fcc.gov

December 12, 2013

Nancy A. Ory, Esq.
Lerman Senter PLLC
2000 K Street NW, Suite 600
Washington, DC 20006-1809

Re: WPAT-FM, Paterson, New Jersey
WPAT Licensing, Inc.
Facility Identification Number: 51663
Special Temporary Authorization
BESTA-20131127AFR

Dear Counsel:

This is in reference to the request filed November 27, 2013, on behalf of WPAT Licensing, Inc. (WLI). WLI requests further extension of the special temporary authority (STA) originally granted on March 7, 2003, and modified on April 8, 2004, to operate Station WPAT-FM with temporary facilities.¹

In support of the request, WLI states that, following the destruction of the main WPAT-FM facilities on September 11, 2001, the station had been operating from Four Times Square, but was forced to relocate to the Empire State Building ("ESB"). WLI states that its Application BPH-20021107AAD, for operation from the ESB with 6 kilowatts effective radiated power was dismissed by the staff on July 28, 2003. WLI states that it has filed a Petition for Reconsideration of the dismissal, which remains pending.

Our review indicates that the licensee has been prevented from restoring licensed operation due to causes beyond its control. Thus, extension of STA is warranted.

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station WPAT-FM may continue to operate with the following facilities:

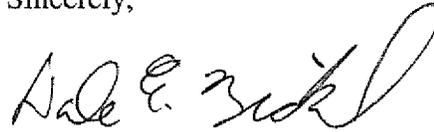
Geographic coordinates:	40° 44' 54 ' NL, 73° 59' 10" WL (NAD 1927)
Channel	226 (93.1 MHz)
Effective radiated power:	not to exceed 4.0 kilowatts (H&V)
Antenna height above average terrain:	415 meters

¹ Station WPAT-FM is licensed for operation on Channel 226B (93.1 MHz) with effective radiated power (ERP) of 5.4 kilowatts (H&V), and antenna height above average terrain (HAAT) of 433 meters.

WLI 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. The authority granted herein is without prejudice as to the Commission's final action on Application BPH-20021107AAD.

This authority expires on **June 10, 2014**.

Sincerely,

A handwritten signature in black ink, appearing to read "Dale Bickel". The signature is written in a cursive style with a large, looping flourish at the end.

Dale Bickel
Senior Engineer
Audio Division
Media Bureau

cc: WPAT Licensing, Inc.