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February 21, 2014

Joan Richardson
WNJC AM
P.O. Box 82
Kirkwood, DE 19708

Re: Forsythe Broadcasting, LLC
WNJC(AM), Washington Township, NJ
Facility Identification Number: 22058
Special Temporary Authority

Dear Ms. Richardson:

This is in reference to the request filed May 2, 2013, on behalf of Forsythe Broadcasting, LLC ("FBL"). FBL requests special temporary authority ("STA") to operate station WNJC(AM) with emergency antenna facilities pursuant to Section 73.1680.¹ In support of the request, FBL states that due to the extent of the antenna site vandalization, the station is unable to operate the full array but has been using tower #4 as a single radiator. FBL requests STA to operate non-directionally from tower #4 with 25% of licensed daytime and nighttime power.

Section 73.1680 of the Commission's rules provide for operation with emergency antenna facilities following damage to authorized antenna systems, provided that an informal request for continued use of an emergency antenna is filed with the Commission within 24 hours. In particular, Section 73.1680(b)(1) provides that AM stations using an emergency nondirectional antenna in lieu of authorized directional facilities shall operate with power reduced to 25 percent or less of the nominal license power, or a higher power, not exceeding licensed power, while insuring that the radiated field strength does not exceed that authorized in any given azimuth.

If WNJC(AM) were authorized to operate nondirectionally with 25% of licensed power there are azimuths in which the radiated field strength would exceed that authorized. Therefore, the facility would cause prohibited interference to other stations.²

Accordingly, the request for STA IS HEREBY GRANTED but at less than 25% of licensed

¹ WNJC(AM) is licensed for operation on 1360 kHz with a daytime power of 5 kilowatts and a nighttime power of 0.8 kilowatt, employing different directional antenna patterns (DA2-U).

² A daytime allocation study revealed that the proposed STA facility operating at 25% of licensed power would increase predicted interference to stations WHWH(AM), WPPA(AM), WTOC(AM), WPAZ(AM), and WHAT(AM). In addition, a nighttime allocation study revealed that the proposed STA facility operating at 25% of licensed power would create interference issues with stations WDRC(AM), WMNY(AM), WSAI(AM), WTOC(AM), WPPA(AM), and WYOS(AM).

power. Station WNJC(AM) may operate using an emergency nondirectional antenna and reduced power not to exceed 0.29 kilowatt daytime and 0.043 kilowatt nighttime. It will be necessary to further reduce power or cease operation if complaints of interference are received. FBL must notify the Commission when licensed operation is restored.³ FBL 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 **August 20, 2014**.

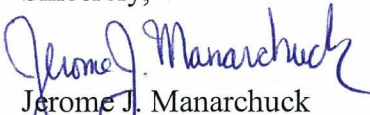
STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice 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: Forsythe Broadcasting, LLC

³ *See* 47 CFR §§ 73.45(c), 73.51, 73.61(b).