

FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D. C. 20554

IN REPLY REFER TO:  
1800B3-VM

MAR 28 2013

Lee J. Peltzman, Esq.  
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1850 M Street NW, Suite 240  
Washington, DC 20036

In re: **KZMX(AM), Hot Springs, SD**  
Facility ID No. 46713  
Silent since May 6, 2012

Request for Extension of Special Temporary  
Authority to Remain Silent

Dear Mr. Peltzman:

This letter concerns the request you filed on January 29, 2013, on behalf of Mount Rushmore Broadcasting, Inc. ("MRB"), for extension of Special Temporary Authority to permit AM Radio Station KZMX to remain silent.

Commission records reflect that MRB stated that Station KZMX(AM) went silent on May 6, 2012, for staffing reasons. The previous STA was granted on July 25, 2012, and expired on January 21, 2013. MRB requests extension of its STA for staffing reasons. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.

MRB's request is granted. Accordingly, Special Temporary Authority is granted to permit Station KZMX(AM) to remain silent until May 6, 2013. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station KZMX(AM) will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m., May 7, 2013.**<sup>1</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 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.