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March 5, 2014

Richard F. Swift, Esq.
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1300 North 17th Street
11th Floor
Arlington, VA 22209

Re: Continental Broadcasting Corporation of Arizona, Inc.
KPHX(AM), Phoenix, AZ
Facility Identification Number: 13790
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed February 27, 2014 on behalf of Continental Broadcasting Corporation of Arizona, Inc. ("CBC"). CBC requests special temporary authority ("STA") to operate station KPHX(AM) with parameters at variance from license values and/or reduced power while maintaining monitor points within license limits.¹

In support of the request, CBC states that the antenna monitor sampling system has suffered damage from vandalism at the transmitter site. The station is able to operate both day and night with its transmitter functioning properly and directional antenna monitor point field strengths below the maximum values specified on the station license. CBC notes that KPHX(AM) can't observe the antenna monitor ratios and phases until the problems with the sampling system are fully identified and the necessary repairs are made. Therefore, CBC requests STA to operate with directional antenna parameters at variance while ensuring that the monitor point field strengths do not exceed licensed limits.

Accordingly, the request for STA IS HEREBY GRANTED. Station KPHX(AM) may operate with parameters at variance from licensed values and/or reduced power while maintaining monitor points within licensed limits. Immediately prior to modification or replacement of components of the sampling system, and after a verification that all monitoring point values and operating parameters are within the limits or tolerances specified in the rules, the following indications must be recorded for each radiation pattern: Final plate current and plate voltage, common point current, antenna monitor phase and current indications, and the field strength at each monitoring point. Subsequent to these modifications or changes the procedure must be repeated. If monitoring point field strengths or antenna monitor parameters exceed allowable limits following the replacement or modification of that portion of the sampling system above the base of the towers, a partial proof of performance shall be executed in accordance with § 73.154 . The partial proof of performance shall be accompanied by common point

¹ KPHX(AM) is licensed for operation on 1480 kHz with a daytime power of 5 kilowatts and a nighttime power of 0.5 kilowatt, employing different directional antenna patterns during daytime and nighttime hours (DA2-U).

impedance measurements made in accordance with § 73.54. It will be necessary to further reduce power or cease operation if complaints of interference are received. An informal letter request for modification of license shall be submitted to the FCC, within 30 days of the date of monitor replacement.² CBC 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 **September 1, 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: Continental Broadcasting Corporation of Arizona, Inc.

² *See* 47 CFR §§ 73.69(d)