

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D. C. 20554

APR 18 2018

In Reply Refer To: 1800B3-MAT

Dan J. Alpert, Esq.
2120 N. 21st Road
Arlington, VA 22201

In re: **WGAY(FM), Sugarloaf Key, FL**
Facility ID No. 190443
Silent since September 10, 2017
Request for Extension of Special Temporary
Authority to Remain Silent

Dear Mr. Alpert:

This letter concerns the request you filed on March 23, 2018, on behalf of Magnum Broadcasting, Inc. (MBI), for extension of Special Temporary Authority (STA) to permit FM Radio Station WGAY to remain silent.

Commission records reflect that MBI stated that Station WGAY(FM) went silent on September 10, 2017, for technical reasons. The previous STA was granted on October 4, 2017, and expired on April 2, 2018. MBI requests extension of its STA for continuing technical reasons. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.

MBI's request is granted. Accordingly, Special Temporary Authority is granted to permit Station WGAY(FM) to remain silent until September 10, 2018. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station WGAY(FM) will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m., September 11, 2018.**¹

MBI is required to notify the Commission when broadcast operations resume. If MBI does not file the notification of resumption of operations in a timely manner, the license may be subject to cancellation pursuant to Section 312(g) of the Communications Act, as amended.²

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. We note that 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.³

Sincerely,

Lisa Scanlan
Deputy Chief, Audio Division
Media Bureau

¹ See 47 U.S.C. § 312(g).

² *Id.* In addition to filing a notification of resumption of operations electronically on the date operations resume, notification of resumption must also be emailed to Denise.Williams@FCC.gov.

³ See 47 CFR §§ 17.6 and 73.1740(a)(4).