



Federal Communications Commission
Washington, D.C. 20554

February 28, 2022

Lowcountry 34 Media, LLC
14 Tuxedo Drive
Beaufort, SC 29907
jeff@winemiller.com
(via electronic mail)

In Re: **Special Temporary Authority**
W35DZ-D, Algood, TN
LMS File No. 0000156099
Fac. ID: 187450

Dear Licensee:

This refers to the above application, requesting special temporary authority to remain silent. In light of the above, special temporary authority **IS GRANTED** pursuant to 47 CFR § 73.1635. This authorization expires on **July 30, 2022**.

During this period of discontinued operation, you are directed to pay strict attention to 47 CFR 73.1740(a)(4). That is, you must continue to adhere to the requirements in your station license pertaining to the lighting of antenna structures. Any request for extension of this authority must include detailed reasons and a description of efforts being taken to return the station to full power operation. We also remind you that under 47 U.S.C. § 312(g), the license of any station that remains silent for any consecutive 12-month period expires automatically at the end of that period, by operation of law, except that the Commission may extend or reinstate such station license if the holder of the license prevails in an administrative or judicial appeal, the applicable law changes, or for any other reason to promote equity and fairness.¹

Sincerely,

/s/

Mark J. Colombo
Associate Chief, Video Division
Media Bureau

Cc (via electronic mail): Davina Sashkin, Esq.

¹ See also 47 CFR § 74.763(c). The Bureau's discretion under that provision of section 312(g) is severely limited. See e.g. *A-O Broad. Corp.*, Memorandum Opinion and Order, 23 FCC Rcd 603, 617, para. 27 (2008) (*A-O Broadcasting*) (limited, discretionary provision is phrased as an exception to the general rule that most affected licenses will be forfeited). The Commission has exercised its authority to reinstate or extend a license to "promote equity and fairness" only where the station failed to provide service for 12-consecutive months due to compelling reasons beyond the licensee's control. See, e.g., *V.I. Stereo Communications Corp.*, Memorandum Opinion and Order, 21 FCC Rcd 14259 (2006); *Community Bible Church*, Letter Decision, 23 FCC Rcd 15012, 15014 (MB 2008); *Mark Chapman, Court-Appointed Agent*, Letter Decision, 22 FCC Rcd 6578 (MB 2007). The Commission has declined to extend or reinstate a license where the failure to transmit a broadcast signal was due to the licensee's own actions, finances, and/or business judgment. See, e.g., *ETC Communications, Inc.*, Letter Decision, 25 FCC Rcd 10686 (MB 2010); *Kirby Young*, Letter Decision, 23 FCC Rcd 35 (MB 2008).