



Federal Communications Commission
Washington, D.C. 20554

April 20, 2023

Sent via electronic mail

In reply refer to: 1800B3-KC

Francisco R. Montero, Esq.
Fletcher, Heald & Hildreth, PLC
1300 N 17th Street
Suite 1100
Arlington, VA 22209
MONTERO@FHHLAW.COM

RE: KPRP(AM), Honolulu, HI
Facility ID No. 13880
Silent since November 25, 2022
Request for Special
Temporary Authority to Remain Silent

Dear Mr. Montero:

This letter concerns the request you filed on April 13, 2023, on behalf of SM-KRTR-AM, LLC (SM-KRTR), for Special Temporary Authority (STA) to permit AM Radio Station KPRP to remain silent.

SM-KRTR's request states that Station KPRP(AM) went silent on November 25, 2022, pending the proposed assignment of its license.

SM-KRTR's request is granted. Accordingly, Special Temporary Authority is granted to permit Station KPRP(AM) to remain silent not to exceed 180 days from the date of this letter. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station KPRP(AM) will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., November 26, 2024.**¹

SM-KRTR is required to notify the Commission when broadcast operations resume.² If SM-KRTR 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.³

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.⁴

¹ See 47 U.S.C. § 312(g).

² In addition, periods of operation pursuant to this STA shall be recorded in the station's records (see 47 CFR §§ 73.1820 (AM/FM/TV), 73.877 (LPFM) and/or 74.1281 (FM translator)). The records shall include start/stop dates and times of such operation. These log entries must be maintained for a minimum of two years as specified in 47 CFR § 73.1840(a), unless a longer retention period is requested by the staff. Periods of operation may be subject to independent verification that they in fact occurred.

³ *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.

⁴ See 47 C.F.R. §§ 17.6 and 73.1740(a)(4).

Finally, section 73.1740(a)(4) of the Commission's Rules permits licensees to temporarily discontinue operations for good cause, and for a period not to exceed 30 days without further authority.⁵ This rule requires that the licensee notify the Commission by letter not later than the 10th day of limited or discontinued operations, and requires a licensee to seek Commission authorization for any period of limited or discontinued operations exceeding 30 days. SM-KRTR failed to submit a timely request for an STA to permit Station KPRP(AM) to remain silent beyond December 25, 2023, and the action taken herein shall not be construed as authorizing the station to remain silent between December 25, 2023, and April 13, 2023.

Sincerely,

A handwritten signature in blue ink, reading "Victoria McCauley". The signature is fluid and cursive, with the first name "Victoria" and last name "McCauley" clearly distinguishable.

Victoria McCauley
Attorney, Audio Division
Media Bureau

⁵ See 47 C.F.R. § 73.1740(a)(4).