



Federal Communications Commission  
Washington, D.C. 20554

September 25, 2023

Sent via electronic mail

*In reply refer to: 1800B3-KC*

Jeffrey L. Timmons, Esq.  
974 Branford Lane N.W.  
Lilburn, GA 30047-2680  
jeff@timmonspc.com

RE: **K238AK, Palm Desert, CA**  
Facility ID No. 147714  
Silent since September 8, 2023  
Request for Special  
Temporary Authority to Remain Silent

Dear Mr. Timmons:

This letter concerns the request you filed on September 11, 2023, on behalf of Bankruptcy Estate of Major Market Radio, LLC (MMR), for Special Temporary Authority (STA) to permit FM Translator Station K238AK to remain silent.

MMR's request states that Station K238AK went silent on September 8, 2023, because it lost its programming source.

MMR's request is granted. Accordingly, Special Temporary Authority is granted to permit Station K238AK 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 K238AK will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., September 9, 2024.**<sup>1</sup>

MMR is required to notify the Commission when broadcast operations resume.<sup>2</sup> If MMR 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.<sup>3</sup>

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

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<sup>1</sup> See 47 U.S.C. § 312(g). The date set in this letter for the license expiration supersedes any notice generated from the FCC Licensing and Management System (LMS).

<sup>2</sup> 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.

<sup>3</sup> *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.

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.<sup>4</sup>

Sincerely,



Victoria McCauley  
Attorney, Audio Division  
Media Bureau

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<sup>4</sup> See 47 C.F.R. §§ 17.6 and 73.1740(a)(4).