



Federal Communications Commission
Washington, D.C. 20554

December 18, 2023

Sent via electronic mail

In reply refer to: 1800B3-DW

Francisco R. Montero, Esq.
Fletcher, Heald & Hildreth, PLC
1300 North 17th Street, Suite 1100
Arlington, VA 22209
montero@fhhlaw.com

RE: **WENN(AM), Birmingham, AL**
Facility ID No. 6411
Silent since May 1, 2023
Request for Extension of Special
Temporary Authority to Remain Silent

Dear Mr. Montero:

This letter concerns the request you filed on November 28, 2023, on behalf of SM-WEEN, LLC (MN), for extension of Special Temporary Authority (STA) to permit AM Radio Station WENN to remain silent.

Commission records reflect that MN stated that Station WENN(AM) went silent on May 1, 2023, for technical reasons. The previous STA was granted on May 30, 2023, and expired on November 30, 2023. MN requests extension of its STA for continuing technical reasons..

MN's request is granted. Accordingly, Special Temporary Authority is granted to permit Station WENN(AM) to remain silent until May 1, 2024. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station WENN(AM) will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., May 2, 2024.**¹

MN is required to notify the Commission when broadcast operations resume.² If MN 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

¹ 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).

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.

broadcast license. In the event of license cancellation, 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

Sincerely,

A handwritten signature in blue ink that reads "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

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