



Federal Communications Commission
Washington, D.C. 20554
February 26, 2024

Thomas Moffit, Jr., President
Foothills Resource Group, Inc.
1621 East Magnolia Ave
Knoxville, TN 37917

Re: Foothills Resource Group, Inc. (FRG)
WOAY(AM), Oak Hill, WV
Facility Identification Number: 12550
Special Temporary Authority (STA)
LMS File No.: 0000239006

Dear Mr. Moffit:

This is in reference to the request filed on February 14, 2024. FRG requests a further extension of the STA granted on December 19, 2019, to continue operating with a reduced daytime power to allow time to file the required 301-AM minor change construction permit application in LMS to permanently reduce the licensed tower height (due to a 50 foot reduction in licensed tower height in 2019).¹ In support of the request, FRG states that additional time is needed due to pending legal action against the other licensee who shortened the tower in 2019 without consulting with FRG, as well as continuing to investigate options regarding the proposed minor change application.

Requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or
- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Accordingly, the request for extension of the STA IS HEREBY GRANTED, and FRG may continue to operate with a reduced daytime power of 7 kW using the reduced height tower (with no change to the licensed critical hours or nighttime power levels). FRG must use whatever means are necessary to protect workers and the public from exposure to radio frequency radiation in excess of the Commission's exposure guidelines. *See* 47 CFR § 1.1310.

¹ WOAY(AM) is licensed for ND operation on 860 kHz with 10 kW (day), 5 kW (critical hours), and 0.011 kW (night)

This authority expires on **August 25, 2024.** ²

Sincerely,

A handwritten signature in blue ink, appearing to read "Joe Szczesny". The signature is fluid and cursive, with the first name "Joe" written in a more compact, looped style and the last name "Szczesny" written in a more extended, flowing style.

Joseph Szczesny, Engineer
Audio Division
Media Bureau

cc: Anthony Lepore, Esq., RA LLC (via email only)
John C. Trent, Esq., PH&T (via e-mail only)

²Periods of operation pursuant to this STA shall be recorded in the station's records (see 47 CFR § 73.1820). 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.