



Federal Communications Commission
Washington, D.C. 20554

January 17, 2024

Sent via electronic mail

In reply refer to: 1800B3-KC

James L. Oyster, Esq.
1926 Canterbury Court
#303
Lynchburg, VA 24503
Joysterlaw@gmail.com

RE: **W277BI, Toledo, OH**
Facility ID No. 138984
Silent since December 2, 2023
Request for Special
Temporary Authority to Remain Silent

Dear Mr. Oyster:

This letter concerns the request you filed on December 27, 2023, on behalf of Fusion Radio, LLC (FR), for Special Temporary Authority (STA) to permit FM Translator Station W277BI to remain silent.

FR's request states that Station W277BI went silent on December 2, 2023, because it lost its programming source.

FR's request is granted. Accordingly, Special Temporary Authority is granted to permit Station W277BI 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 W277BI will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., December 3, 2024.**¹

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

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