

Federal Communications Commission Washington, D.C. 20554

February 1, 2022

Lawson of Tuscaloosa, Inc. P.O. Box 70427 601 Greensboro Ave., Suite 597 Tuscaloosa, AL 35401

> Re: Lawson of Tuscaloosa, Inc. WMXB(AM), Tuscaloosa, AL Fac. ID No.: 68420 Special Temporary Authority

Dear Applicant:

This is in reference to the request filed on behalf of Lawson of Tuscaloosa, Inc. ("LTI"). LTI requests special temporary authority ("STA") to operate station WMXB(AM) from an alternate site location with a temporary long-wire antenna.<sup>1</sup> In support of the request, LTI states that it lost the licensed site of WMXB(AM) and must operate from a temporary site until a permanent location can be obtained and appropriate applications filed. Therefore, the station requests operation from an alternate site.

Specifically, WMXB(AM) requests STA to operate from a site located 2.7 miles (4.4 kilometers) from the WMXB(AM) licensed site. Operation is proposed with a 200 foot (60.96 meters) long wire dipole mounted 30 feet above ground and suspended between two wooden poles. A reduced daytime power of 0.1 kilowatt and a reduced nighttime power of 0.03 kilowatt are proposed.

STA requests which involve a change in transmitter site must include four critical elements: (1) Loss of the licensed site must be beyond the licensee's control; (2) STA facilities must continue to provide service to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area<sup>2</sup> without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA.

Our review indicates that the proposed STA operation complies with the foregoing criteria. Accordingly, the request for STA is GRANTED. Station WMXB(AM) may operate with the following facilities:

Geographic coordinates	33° 12′ 17″ N, 87° 31′ 26″ W (NAD 1927)
Frequency	1280 KHz

<sup>&</sup>lt;sup>1</sup> WMXB(AM) is licensed for operation on 1280 kHz with a daytime power of 5 kilowatts and a nighttime power of 0.5 kilowatt, employing a directional antenna pattern at night (DAN-U).

 $<sup>^2</sup>$  For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

Hours of operation Operating power Antenna type Unlimited 0.1 kW (Daytime), 0.03 kW (Nighttime) 200 foot (60.96 m) long wire mounted 30 feet above ground level and supported between two wooden poles

It will be necessary to further reduce power or cease operation if complaints of interference are received. WMXB(AM) must notify the Commission when licensed operation is restored. WMXB(AM) 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.

This authority expires on July 31, 2022.

**STA Advisory:** Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, 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.

Sincerely,

Jerone J. Manarehuel

Jerome J. Manarchuck Audio Division Media Bureau

cc: Charles M. Anderson (via email only) Dave Baughn (via email only)