

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
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October 17, 2008

Mark N. Lipp, Esq.
Wiley Rein LLP
1776 K Street NW
Washington, DC 20006

Re: Cumulus Licensing, LLC
KMAJ (AM), Topeka, Kansas
Facility Identification Number: 42014
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed March 26, 2008, on behalf of Cumulus Licensing, LLC ("Cumulus"). Cumulus requests further extension of the special temporary authority ("STA") granted on March 14, 2007, to operate Station KMAJ with emergency antenna facilities pursuant to Section 73.1680.¹ In support of the request, Cumulus states that the antenna tuning unit which was damaged by a grass fire has now been repaired, but that readjustment of the antenna system has been delayed by adverse weather conditions and the emergence of a new, as yet unexplained, problem with the antenna monitor readings.

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.

Our review indicates that the licensee has made progress toward restoration of licensed operation, but additional time is required for completing the work. Thus, extension of STA is warranted.

¹ KMAJ is licensed for operation on 1440 kHz with 5 kilowatts daytime and 1 kilowatt nighttime, employing different directional antenna patterns daytime and nighttime (DA-2-U).

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station KMAJ may operate with parameters at variance and/or reduced power while maintaining monitor points within licensed limits. Operation with an emergency nondirectional antenna and reduced power not to exceed 1.25 kilowatts daytime and 0.25 kilowatt nighttime also is authorized, only as necessary to facilitate restoration of licensed directional operation. It will be necessary to further reduce power or cease operation if complaints of interference are received. Cumulus must notify the Commission when licensed operation is restored.² Cumulus 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 **April 17, 2009**.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles N. Miller", with a long horizontal flourish extending to the right.

Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Cumulus Licensing, LLC

² *See* 47 CFR §§ 73.45(c), 73.51, 73.54, 73.61(b).