

FEDERAL COMMUNICATIONS COMMISSION
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October 30, 2008

Barry A. Friedman, Esq.
Thompson Hine LLP
1920 N Street NW, Suite 800
Washington, DC 20036-1600

Re: KOAS (FM), Dolan Springs, Arizona
Facility Identification Number: 25692
RBG Las Vegas Licenses, LLC
Special Temporary Authorization

Dear Counsel:

This is in reference to the request filed October 21, 2008, on behalf of RBG Las Vegas Licenses, LLC ("RBG"). RBG requests special temporary authority ("STA") to operate Station KOAS via the licensed facilities of FM Booster KOAS-FM1.¹ In support of the request, RBG states that the generator which supplies power to the KOAS transmitter site has suffered mechanical failure and that repair parts must be ordered from the manufacturer in Europe, which will take from 10 days to two weeks.

Accordingly, the request for STA IS HEREBY GRANTED. Station KOAS may operate via the licensed facilities of FM Booster KOAS-FM1. RBG must notify the Commission when licensed operation is restored. RBG 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 **January 30, 2009**.

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

¹ KOAS is licensed for operation on Channel 289C (105.7 MHz) with effective radiated power of 100 kilowatts (H only) and antenna height above average terrain of 537 meters.

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,

A handwritten signature in black ink, appearing to read "Charles N. Miller". The signature is fluid and cursive, with a long horizontal stroke at the end.

Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: RBG Las Vegas Licenses, LLC