

**FEDERAL COMMUNICATIONS COMMISSION**  
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February 9, 2009

Richard F. Swift, Esq.  
Fletcher, Heald & Hildreth, P.L.C.  
1300 North 17th Street, 11th Floor  
Arlington, Virginia 22209-3801

Re: WPW Broadcasting, Inc.  
WCDD (FM), Canton, Illinois  
Facility Identification Number: 22899  
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed February 6, 2009, on behalf of WPW Broadcasting, Inc. ("WPW"). WPW requests modification of the special temporary authority ("STA") granted on August 1, 2008, to operate Station WCDD with emergency antenna facilities pursuant to Section 73.1680.<sup>1</sup> In support of the request, WPW states that the licensed tower was collapsed by a severe storm on July 21, 2008, and that a replacement tower has been constructed. WPW states that, due to slight differences in location and elevation, it will be necessary to file an application for construction permit. WPW requests STA for operation with the replacement facilities pending the filing and processing of the application.

Our review indicates that the slight differences in geographic coordinates and elevation are not likely to result in interference to any other station.

Accordingly, the request for STA IS HEREBY GRANTED. Station WCDD may continue to operate with the following facilities:

Geographic coordinates:	40° 32' 40" N, 90° 1' 15" W (NAD 1927)
Channel	300 (107.9 MHz)
Effective radiated power:	not to exceed 25 kilowatts (H&V)
Antenna height:	
above ground:	69 meters
above mean sea level:	268 meters
Above average terrain:	82 meters

WPW must use whatever means are necessary to protect workers and the public from exposure to

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<sup>1</sup> WCDD is licensed for operation on Channel 300B1 (107.9 MHz) with effective radiated power of 25 kilowatts (H&V) and antenna height above average terrain of 82 meters.

radio frequency radiation in excess of the Commission's exposure guidelines. *See* 47 CFR § 1.1310.

This authority expires on **August 9, 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 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,



Charles N. Miller, Engineer  
Audio Division  
Media Bureau

cc: WPW Broadcasting, Inc.