

**FEDERAL COMMUNICATIONS COMMISSION**  
**445 TWELFTH STREET SW**  
**WASHINGTON DC 20554**

MEDIA BUREAU  
AUDIO DIVISION  
APPLICATION STATUS: (202) 418-2730  
HOME PAGE: [www.fcc.gov/mb/audio/](http://www.fcc.gov/mb/audio/)

ENGINEER: CHARLES N. (NORM) MILLER  
TELEPHONE: (202) 418-2767  
FACSIMILE: (202) 418-1410  
E-MAIL: [charles.miller@fcc.gov](mailto:charles.miller@fcc.gov)

March 13, 2009

Aaron P. Shainis, Esq.  
Shainis & Peltzman, Chartered  
1850 M Street, NW, Suite 240  
Washington, DC 20036

Re: KXPC-FM, Lebanon, Oregon  
Facility Identification Number: 61987  
Portland Broadcasting, LLC  
Special Temporary Authorization

Dear Counsel:

This is in reference to: 1) the request filed June 19, 2008, on behalf of Portland Broadcasting, LLC ("PB"); and 2) counsel's letter of March 10, 2009, relative to the foregoing request. PB requests extension of the special temporary authority ("STA") granted on March 21, 2008, for continued operation of Station KXPC-FM with its licensed auxiliary antenna BXLH-20050606AHX.<sup>1 2</sup> In support of the request, PB states that repairs have been completed to the licensed main facilities; however, PB requests STA for continued use of the auxiliary antenna due to economic necessity.

Our review indicates that the request fails to comply with the Commission's Rules. Section 73.1675 states that auxiliary antennas are for use when the main antenna is out of service for repairs or replacement. Because repairs have been completed, Station KXPC-FM should resume licensed operation. According to long-standing Commission policy, financial reasons do not justify operation with less than full, licensed facilities.

Accordingly, the request for extension of STA IS HEREBY DENIED.

Sincerely,



Charles N. Miller, Engineer  
Audio Division  
Media Bureau

cc: Portland Broadcasting, LLC

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<sup>1</sup> KXPC-FM is licensed for operation on Channel 279C (103.7 MHz) with effective radiated power ("ERP") of 90 kilowatts (H&V) and antenna height above average terrain ("HAAT") of 624 meters. Auxiliary antenna BXLH-20050606AHX is licensed for operation with ERP of 0.6 kW and HAAT of 529 meters.

<sup>2</sup> The original STA may have been granted in error. STA is not necessary for operation in accordance with the terms of an auxiliary antenna license.