

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

MEDIA BUREAU  
AUDIO DIVISION  
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November 30, 2006

Matthew H. McCormick, Esq.  
Irwin, Campbell & Tannenwald, P.C.  
1730 Rhode Island Avenue NW, Suite 200  
Washington, DC 20036

Re: GHB Radio, Inc.  
WTIX (AM), Winston-Salem, North Carolina  
Facility Identification Number: 40966  
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed November 21, 2006, on behalf of GHB Radio, Inc. ("GRI"). GRI requests special temporary authority ("STA") to operate Station WTIX with temporary facilities. In support of the request, GRI states that Station WTIX has been silent since January 27, 2006, and that the licensed transmitter site is no longer available. GRI states that it acquired the station in March, 2006, and that it believes that it has located a new, permanent site; however, the new site will not be available for several months. GRI requests STA for operation with temporary facilities.

Our review indicates that Station WTIX is licensed for operation on 980 kHz with 1 kilowatt, daytime hours only, employing a nondirectional antenna.<sup>1</sup> We find that the requested STA is necessary in order to prevent loss of the station's license pending authorization and construction of new, permanent facilities.

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

Transmitter site:	4135 Thomasville Road, Winston-Salem, NC
Geographic coordinates:	36° 02' 29" N, 80° 10' 49" W (NAD 1927)
Hours of Operation:	<b>Daytime only</b> (See Note 2)
Operating power	30 watts
Antenna type	Temporary vertical radiator
Radiator height	Not to exceed 5 meters (16 feet)

It will be necessary to further reduce power or cease operation if complaints of interference are received. GRI must use whatever means are necessary to protect workers and the public from

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<sup>1</sup> The Commission's engineering database includes a "Plan" record, pursuant to an Order to Show Cause issued in MM Docket No. 87-131, for nighttime operation with 69 watts; however, our records do not indicate receipt of the required letter of notification to convert the "Plan" record to a licensed record. Therefore, STA cannot be issued for nighttime operation; *See* Section 73.1635(c). Upon receipt of the letter of notification and conversion of the "Plan" record to a licensed record, GRI may request modification of STA to include nighttime operation.

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

This authority expires on **May 30, 2007**.

Notwithstanding the grant of this STA or the expiration date specified herein, the station's license will expire as a matter of law upon twelve consecutive months of silence. *See* Pub. Law No. 104-104, 110 Stat. 56, Section 403(1) (1996) and *Order, Silent Station Authorizations*, FCC 96-218 (released May 17, 1996). *See also Public Notice*, Expedited Processing of Applications Filed by Silent Stations, DA 96-818 (May 22, 1996). The licensee must notify the Audio Division immediately upon resumption of broadcasting.

**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: GHB Radio, Inc.