

**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/

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

April 7, 2009

Robert B. Jacobi, Esq.
Cohn and Marks
1920 N Street NW, Suite 300
Washington, DC 20036-1622

Re: KKGO (FM), Los Angeles, California
Facility Identification Number: 43939
Mt. Wilson FM Broadcasters, Inc.
Special Temporary Authority
Hybrid IBOC Digital Operation

Dear Counsel:

This is in reference to the request filed April 6, 2009, on behalf of Mt. Wilson FM Broadcasters, Inc. ("MWFB"). MWFB requests special temporary authority ("STA") to increase the power of its digital signal by 27 percent in order to assess the potential adverse effect of increased digital power on reception of the analog signal. For reasons which are discussed herein, the request is denied.

As MWFB states in its request, a proposal currently is before the Commission in MM Docket No. 99-325¹ to permit an increase in FM digital power from the currently authorized 1 percent of analog power to 10 percent of analog power.² Although a few stations were granted experimental authority to operate for a limited time with increased digital power in order to develop a record in this proceeding, this testing has been completed and the results are currently under consideration by the Commission. The initial test results indicate that, even at a digital power level of 10 percent, there is no significant adverse impact on the host analog signal. Thus, the STA test operation proposed by MWFB is unlikely to add any substance to the record, and grant of the STA request would unduly prejudice the pending proposal in MM Docket No. 99-325. Consequently, we are unable to reach a conclusion that grant of the proposal would serve the

¹ See *Digital Audio Broadcasting Systems and Their Impact on the Terrestrial Radio Broadcast Service*, Second Report and Order, First Order on Reconsideration and Second Further Notice of Proposed Rulemaking, 22 FCC Rcd 10,344 (2007) (prior history omitted).

² See *Comments Sought on Joint Parties Request for FM Digital Power Increase and Associated Technical Studies*, Public Notice, DA 08-2340 (2008).

Public Interest.

Accordingly, the request for STA IS HEREBY DENIED. This action is taken pursuant to 47 CFR Section 0.283.

Sincerely,

A handwritten signature in blue 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: Mt. Wilson FM Broadcasters, Inc.