

**FEDERAL COMMUNICATIONS COMMISSION**  
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**WASHINGTON DC 20554**

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August 5, 2009

John W. Zucker, Esq.  
ABC, Inc.  
77 West 66th Street, 16th Floor  
New York, NY 10023

Re: WBWL(AM), Jacksonville, Florida  
Facility Identification Number: 53588  
Radio Disney Group, LLC.  
Special Temporary Authorization

Dear Mr. Artim:

This is in reference to the request filed August 3, 2009, on behalf of Radio Disney Group, LLC ("RDG"), for special temporary authority ("STA") to operate Station WBWL during nighttime hours with a temporary nondirectional antenna and reduced power.<sup>1</sup> In support of the request, RDG states that two of the station's towers are in poor condition and must be replaced. Because it is likely that foundation work also will be required, RDG requests STA for the full allowable six month term.

Our review indicates that the proposed STA operation complies with the technical provisions of Section 73.1615, which governs operation during modification of facilities. In anticipation of the likely need for readjustment of the array following the tower replacement, STA also is granted for operation with parameters at variance and/or reduced power while maintaining monitor points within licensed limits.

Accordingly, the request for STA IS HEREBY GRANTED. Station WBWL may operate during nighttime hours with parameters at variance and/or reduced power while maintaining monitor points within licensed limits. Operation with a temporary nondirectional antenna and reduced power not to exceed 1.25 kilowatts also is authorized, as necessary to facilitate the repair work. It will be necessary to further reduce power or cease operation if complaints of interference are received. RDG must notify the Commission when licensed operation is restored.<sup>2</sup> RDG 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.

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<sup>1</sup> WBWL is licensed for operation on 600 kHz with 5 kilowatts daytime and 5 kilowatts nighttime, employing a directional antenna during nighttime hours only (DA-N-U).

<sup>2</sup> *See* 47 CFR §§ 73.45(c), 73.51, 73.54, 73.61(b).

This authority expires on **February 5, 2010**.

**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: Radio Disney Group, LLC.