

**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/)

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August 10, 2009

Dan J. Alpert, Esq.  
2120 North 21st Road, Suite 400  
Arlington, Virginia 22201

Re: Proctor-Williams, Inc.  
KSET (AM), Silsbee, Texas  
Facility Identification Number: 31108  
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed June 24, 2009, on behalf of Proctor-Williams, Inc. ("PWI"). PWI requests extension of the special temporary authority ("STA") granted on January 9, 2009, to operate Station KSET pursuant to Section 73.1615.<sup>1</sup> In support of the request, PWI states that it has completed construction of modified KSET facilities as authorized by Construction Permit BMP-20061122AIO and that its application for license is on file.

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.

Our review indicates that the licensee has made substantial progress toward restoring licensed operation. Thus, extension of STA is warranted. In view of the information provided, the STA is modified to specify daytime directional operation with currently licensed power.

Accordingly, the request for STA IS HEREBY GRANTED. Station KSET may continue to

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<sup>1</sup> KSET is licensed to Silsbee, Texas, for operation on 1300 kHz with 0.5 kilowatt, daytime hours only, employing a nondirectional antenna (ND-D-D). Construction Permit BMP-20061122AIO authorizes relocation of the station to Lumberton and operation with 1.5 kW daytime and 0.32 kW nighttime, employing different directional patterns daytime and nighttime (DA-2-U). The permit expired on May 22, 2009; however, an application for license is pending.

operate pursuant to Section 73.1615 and the terms and conditions of Construction Permit BMP-20061122AIO. In particular, Station KSET may operate during daytime hours only, with the substantially adjusted daytime directional pattern authorized by the permit, with nominal power reduced to 0.5 kilowatts. Nighttime operation is not authorized. It will be necessary to further reduce power or cease operation if complaints of interference are received. PWI 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.

This authority expires on **February 10, 2010**.

Sincerely,

A handwritten signature in blue ink, appearing to read "Charles N. Miller", with a long horizontal flourish extending to the right.

Charles N. Miller, Engineer  
Audio Division  
Media Bureau

cc: Proctor-Williams, Inc.