

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

**MEDIA BUREAU**  
**AUDIO DIVISION**  
**APPLICATION STATUS:** (202) 418-2730  
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October 16, 2009

Karen A. Ross, Esq.  
Davis Wright Tremaine LLP  
1919 Pennsylvania Avenue NW, Suite 200  
Washington, DC 20006-3402

Re: Educational Media Foundation  
WLKA(FM), Tafton, Pennsylvania  
Facility Identification Number: 41202  
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed October 14, 2009, on behalf of Educational Media Foundation ("EMF"). EMF requests special temporary authority ("STA") to operate Station WLKA with temporary facilities.<sup>1</sup> In support of the request, EMF states that negotiations to extend the current tower lease have been unsuccessful, and the station must vacate its licensed site by October 17, 2009. EMF seeks STA to operate with temporary facilities while it continues to search for a new, permanent site.

STA requests which involve a change in transmitter site must include four critical elements: (1) Loss of the licensed site must be beyond the licensee's control; (2) STA facilities must continue to provide service<sup>2</sup> to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area<sup>3</sup> without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA. Our review indicates that the proposed operation complies with the foregoing criteria.

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

Geographic coordinates:	41° 34' 23" N, 75° 26' 27" W (NAD 1927)
Channel	202 (88.3 MHz)
Effective radiated power:	0.6 kilowatt (H&V)
ASRN	1233204
Antenna manufacturer and type:	BKG77/2, two-bay, nondirectional
Antenna height:	
above ground:	51 meters

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<sup>1</sup> WLKA is licensed for operation on Channel 202A (88.3 MHz) with effective radiated power of 0.58 kilowatt (H&V) and antenna height above average terrain of 295 meters.

<sup>2</sup> For AM - 5 mV/m; for commercial FM - 3.16 mV/m; for noncommercial educational FM - 1.0 mV/m.

<sup>3</sup> For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

above mean sea level: 663 meters  
Above average terrain: 212 meters

EMF must notify the Commission when licensed operation is restored. EMF 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 **April 16, 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: Educational Media Foundation