

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
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February 22, 2007

Scott R. Flick, Esq.
Pillsbury Winthrop Shaw Pittman LLP
2300 N Street NW
Washington, DC 20037-1128

Re: KESS-FM, Lewisville, Texas
Facility Identification Number: 57376
KECS-FM License Corporation
Special Temporary Authority
Hybrid IBOC Digital Operation

Dear Counsel:

This is in reference to the request filed January 31, 2007, on behalf of KECS-FM License Corporation ("KLC"). KLC requests special temporary authority ("STA") to operate Station KESS-FM with a hybrid digital signal,¹ pursuant to the *First Report and Order* in MM Docket No. 99-325 ("*Report and Order*").² KLC proposes operation with separate analog and digital antennas, pursuant to the Public Notice issued March 17, 2004 ("Public Notice").³ Our review indicates that the proposed operation complies with the requirements of the Public Notice.

Accordingly, the request for STA IS HEREBY GRANTED. Station KESS-FM may operate with a hybrid digital signal as defined in the *Report and Order*.⁴ The digital signal will be transmitted via licensed auxiliary antenna BXLH-20041206AED. The digital transmitter power output will be 0.29 kilowatt. The analog transmitter power output will be 29 kilowatts. KLC must use

¹ KESS-FM is licensed for analog operation on Channel 300C1 (107.9 MHz) with effective radiated power of 100 kilowatts (H&V) and antenna height above average terrain of 299 meters.

² *Digital Audio Broadcasting Systems and Their Impact on the Terrestrial Radio Broadcast Service*, MM Docket No. 99-325, *First Report and Order*, (October 11, 2002).

³ *Public Notice*, "Use of Separate Antennas to Initiate Digital FM Transmissions Approved", MM Docket No. 99-325, DA 04-712 (October 17, 2004).

⁴ See *Report and Order*, Appendix B.

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. Pursuant to 47 CFR Section 73.1635(b), this authority may be modified or cancelled by the Commission without notice or right to hearing. KLC must post a copy of this authority with the station license. Any subsequent modification of the licensed analog facilities will require a modification of this authority.

This authority expires on **August 22, 2007**.

Sincerely,

A handwritten signature in black 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: KECS-FM License Corporation