

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/mb/audio/

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March 9, 2010

John E. Fiorini III, Esq.
Wiley Rein LLP
1776 K Street NW
Washington, DC 20006

Re: WRKS(FM), New York, New York
Facility Identification Number: 63781
Emmis Radio License Corporation of New York
Special Temporary Authority
Hybrid IBOC Digital Operation

Dear Counsel:

This is in reference to the request filed March 8, 2010, on behalf of Emmis Radio License Corporation of New York ("Emmis"). Emmis requests special temporary authority ("STA") to operate Station WRKS with increased digital effective radiated power ("ERP"), pursuant to the Media Bureau's January 25, 2010, *Order* in MM Docket No. 99-325 ("*Order*").

Our review indicates that the notification requirements of the *Order* have been satisfied, and that the proposed operation complies with the requirements of the *Order*.

Accordingly, the request for STA IS HEREBY GRANTED. Station WRKS may operate with increased digital ERP, as follows:

Analog ERP 6 kW (H&V)
Digital ERP 0.24 kW (H&V)¹

Transmitter Power Output ("TPO") shall be maintained within 90% and 105% of the following²:

Analog TPO: 8.98 kW
Digital TPO: 0.5 kW
Combined TPO: N/A

Emmis must use whatever means are necessary to protect workers and the public from exposure

¹ The digital signal is transmitted via licensed auxiliary antenna BXLH-20060914AAT.

² See 47 CFR Section 73.1560(a).

to radio frequency radiation in excess of the Commission's exposure guidelines; *See* 47 CFR § 1.1310. It may be necessary to reduce the power of the digital signal or cease hybrid operation if interference complaints are received. Pursuant to 47 CFR Section 73.1635(b), this authority may be modified or cancelled by the Commission without notice or right to hearing. Emmis must post a copy of this authority with the station license.

This authority expires on **September 9, 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: Emmis Radio License Corporation of New York