

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D. C. 20554

MAR 30 2010

IN REPLY REFER TO:
1800B3-KAW

Kevin M. Fitzgerald
P.O. Box 20155
Scranton, PA 18502

In re: W289BP, Palmerton, PA
Facility ID No. 157515
Silent Since January 12, 2010
Request For Special Temporary
Authority To Remain Silent

Dear Mr. Fitzgerald:

This letter concerns the request, filed on January 14, 2010, for Special Temporary Authority to permit FM Translator Station W289BP to remain silent.

The request states that W289BP went silent on January 12, 2010, due to the failure of its transmitter. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.¹

The request will be granted. Accordingly, Special Temporary Authority is granted to permit FM Translator Station W289BP to remain silent for a period not to exceed 180 days from the date of this letter. **Notwithstanding the grant of this special temporary authority, the broadcast license for W289BP will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m. January 13, 2011.**² See Section 312(g) of the Communications Act, 47 U.S.C. Section 312(g).

¹ In the event extension of special temporary authority is sought, please renew the certification in this matter .

²Notification of resumption of broadcast operations must be mailed to:

Federal Communications Commission
Attn: 1800B3-DW, Room 2-B450
445 12th Street, S.W.
Washington, D.C. 20554

The station's silent status does not suspend the licensee's obligation to comply with all other relevant Commission rules, including the filing, when appropriate, of applications for renewal of broadcast license. Finally, we note that it is imperative to the safety of air navigation that any prescribed painting and illumination of the station's tower shall be maintained until removed. *See* 47 C.F.R. Sections 17.6 and 73.1740(a)(4).

Sincerely,

A handwritten signature in black ink, appearing to read "H. Taft Snowdon". The signature is stylized with large, bold letters and a long, sweeping underline.

H. Taft Snowdon
Supervisory Attorney
Audio Division
Media Bureau