

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

**MEDIA BUREAU**  
**AUDIO DIVISION**  
**APPLICATION STATUS:** (202) 418-2730  
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April 5, 2010

Cary S. Tepper, Esq.  
Booth, Freret, Imlay & Tepper, P.C.  
7900 Wisconsin Avenue, Suite 304  
Bethesda, Maryland 20814-3628

Re: Calvary Chapel of Twin Falls, Inc.  
K290BK(FX), Seaside, Oregon  
Facility Identification Number: 138665  
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed April 1, 2010, on behalf of Calvary Chapel of Twin Falls, Inc. ("CCTF"). CCTF requests special temporary authority ("STA") to operate FM Translator K290BK with temporary facilities.<sup>1</sup> In support of the request, CCTF states that the translator is receiving interference from one or more full-power stations at its licensed site and, in order to remedy the situation, it obtained Construction Permit BPFT-20091124AGW to reduce its antenna height from 70 meters to 58 meters above ground. CCTF states that the space authorized by the permit was not available, so the tower crew mounted the antenna at 44 meters. CCTF states that it is filing an application<sup>2</sup> to modify its permit, and request STA in order to provide for continued operation of the translator during the pendency of the application.

Our review indicates that the proposed reduction in antenna height is unlikely to result in any interference to other stations.

Accordingly, the request for STA IS HEREBY GRANTED. Station K290BK may operate with the following facilities:

Geographic coordinates:	45° 57' 11" N, 123° 56' 14" W (NAD 1927)
Channel	290 (105.9 MHz)
Effective radiated power:	0.041 kilowatt (V only)
Antenna height:	
above ground:	44 meters
above mean sea level:	235 meters

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<sup>1</sup> K290BK is licensed for operation on Channel 290D (105.9 MHz) with effective radiated power of 0.041 kilowatt (V only) and antenna height above ground of 70 meters. Construction Permit BPFT-20091124AGW authorizes a reduction in antenna height to 58 meters; Application BMPFT-20100401AHS proposes a further reduction to 44 meters.

<sup>2</sup> File No. BMPFT-20100401AHS, see Note 1, above.

CCTF must notify the Commission when licensed operation is restored. CCTF 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 **October 5, 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,

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: Calvary Chapel of Twin Falls, Inc.