

**FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D. C. 20554**

**IN REPLY REFER TO:  
1800B3-KLJ**

April 15, 2010

Sima Birach  
Birach Broadcasting Corporation  
21700 Norhtwestern Hwy.  
Tower 14, Suite 1190  
Southfield, MI 48075

**In re: WBVA(AM), Bayside, VA**  
Facility ID No. 84068  
Silent Since March 29, 2010

Request For Special Temporary  
Authority To Remain Silent

Dear Mr. Birach:

This letter concerns the request, filed on March 29, 2010, on behalf of Birach Broadcasting Corporation ("Birach"), for Special Temporary Authority to permit AM station WBVA to remain silent.

Birach's request states that WBVA(AM) went silent on March 29, 2010, due to city authorities shutting the station down because of the pole length of the station's antenna. Birach's request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.<sup>1</sup>

Birach's request will be granted. Accordingly, Special Temporary Authority is granted to permit Station WBVA(AM) to remain silent not to exceed 180 days from the date of this letter. **Notwithstanding the grant of this special temporary authority, the broadcast license for WBVA(AM) will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m. , March 30, 2011.**<sup>2</sup> See Section 312(g) of the Communications Act, 47 U.S.C. Section 312(g).

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<sup>1</sup> In the event extension of Special Temporary Authority is sought, please renew the certification in this manner.

<sup>2</sup> Notification of resumption of broadcast operations must be mailed to:  
Federal Communications Commission  
Attn: 1800B3-DW, Room 2-B450  
445 12<sup>th</sup> 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,



H. Taft Snowdon  
Supervisory Attorney  
Audio Division  
Media Bureau

cc: Lauren A. Colby, Esq.