

FEDERAL COMMUNICATIONS COMMISSION
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January 28, 2011

Patrick R. Malley, Director of Engineering
Red Zebra Broadcasting, LLC
1801 Rockville Pike, Suite 405
Rockville, Maryland 20852

Re: Red Zebra Broadcasting Licensee (Norfolk), LLC
WXTG-FM, Virginia Beach, Virginia
Facility Identification Number: 14327
Special Temporary Authority

Dear Mr. Malley:

This is in reference to the request filed January 18, 2011, on behalf of Red Zebra Broadcasting Licensee (Norfolk), LLC ("RZB"). RZB requests special temporary authority ("STA") to operate Station WXTG-FM with emergency antenna facilities pursuant to Section 73.1680.¹ In support of the request, RZB states that the licensed directional antenna has failed. During repairs to the licensed antenna, RZB states that it has restored operation with an emergency nondirectional antenna installed on the licensed tower, with reduced effective radiated power ("ERP") of 0.375 kilowatts. RZB requests STA for continued use of the emergency antenna.

Section 73.1680 of the Commission's rules provides for operation with emergency antenna facilities following damage to authorized antenna systems, provided that an informal request for continued use of an emergency antenna is filed with the Commission within 24 hours. In particular, Section 73.1680(b)(2) provides that FM and TV stations may erect any suitable radiator, or use operable sections of the authorized antenna(s) as an emergency antenna. Our review indicates that the proposed STA operation complies with Section 73.1680, and that the proposed ERP does not exceed the minimum ERP of the licensed directional pattern.

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

Geographic coordinates:	36° 45' 7" N, 76° 8' 57" W (NAD 1927)
Channel	271 (102.1 MHz)
Effective radiated power:	Not to exceed 0.375 kilowatt (H&V)
Antenna height:	
above ground:	95 meters

¹ WXTG-FM is licensed for operation on Channel 271A (102.1 MHz) with effective radiated power of 6 kilowatts (H&V) and antenna height above average terrain of 100 meters.

above mean sea level: 98 meters
above average terrain: 94 meters

RZB must notify the Commission when licensed operation is restored. RZB 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 **July 28, 2011**.

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,



Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Red Zebra Broadcasting Licensee (Norfolk), LLC