

FEDERAL COMMUNICATIONS COMMISSION
445 TWELFTH STREET SW
WASHINGTON DC 20554

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

ENGINEER: CHARLES N. (NORM) MILLER
TELEPHONE: (202) 418-2767
FACSIMILE: (202) 418-1410
E-MAIL: charles.miller@fcc.gov

June 17, 2011

John W. Zucker, Esq.
ABC, Inc.
77 West 66th Street, 16th Floor
New York, NY 10023-6298

Re: RD Minneapolis Assets, LLC
KDIZ (AM), Golden Valley, Minnesota
Facility Identification Number: 35504
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed June 14, 2011, on behalf of RD Minneapolis Assets, LLC ("RDMA"). RDMA requests special temporary authority ("STA") to operate Station KDIZ with a temporary nondirectional antenna and reduced power.¹ In support of the request, RDMA states that it is preparing to perform structural work on the station's nondirectional daytime tower, and requests STA for operation from one of its shorter towers during the course of the work.

Our review indicates that the proposed STA operation complies with the technical provisions of Section 73.1615, which governs operation during modification of facilities.

Accordingly, the request for STA IS HEREBY GRANTED. Station KDIZ may operate with a temporary nondirectional antenna and reduced power not to exceed 5 kilowatts daytime and 0.125 kilowatt nighttime, only as necessary to facilitate the repair work. It will be necessary to further reduce power or cease operation if complaints of interference are received. RDMA must notify the Commission when licensed operation is restored.² RDMA 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 **September 17, 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

¹ KDIZ is licensed for operation on 1440 kHz with 5 kilowatts daytime and 0.5 kilowatt nighttime, employing a directional antenna during nighttime hours only (DA-N-U).

² See 47 CFR §§ 73.45(c), 73.51, 73.54, 73.61(b).

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 black 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: RD Minneapolis Assets, LLC