

**FEDERAL COMMUNICATIONS COMMISSION**  
**WASHINGTON, D. C. 20554**  
**May 27, 2011**

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

Julie Andersen  
South Dakota Board of Directors  
for Educational Telecommunic  
Cherry & Dakota Streets  
Vermillion, SD 57069-5000

**In re: K216AO, Spearfish, SD**  
Facility ID No. 62448  
Silent Since December 21, 2010  
Request For Special Temporary  
Authority To Remain Silent

Dear Ms. Andersen:

This letter concerns the request, filed on April 7, 2011, on behalf of South Dakota Board of Directors for Educational Telecommunic ("SD"), for Special Temporary Authority to permit FM Translator Station K216AO to remain silent.

SD's request states that K216AO went silent on December 21, 2010, due to inability to operate at its current location. SD's request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.

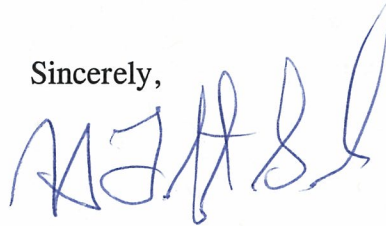
SD's request will be granted. Accordingly, Special Temporary Authority is granted to permit Station K216AO to remain silent for a period not to exceed December 21, 2011. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for K216AO will automatically expire as a matter of law if broadcast operations do**

**not commence by 12:01 a.m., December 22, 2011.**<sup>1</sup> See Section 312(g) of the Communications Act, 47 U.S.C. Section 312(g).

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).

Finally, the Commission's Rules, 47 C.F. R. Section 73.1740(a)(4), permit licensees to discontinue operations for good cause and for a period not to exceed 30 days without further authority, provided that the licensee notify the Commission by letter "not later than the 10<sup>th</sup> day of limited or discontinued operations" and if operations are not able to commence by that time, "informal written request shall be made to the FCC no later than the 30<sup>th</sup> day for such additional time as may be deemed necessary. SD recognizes that it failed to timely submit a request for an STA to permit K216AO to remain silent beyond January 21, 2011, and the action taken herein shall not be construed as authorizing the station to remain silent between December 21, 2010, and April 7, 2011.

Sincerely,

A handwritten signature in blue ink, appearing to read 'H. Taft Snowdon', is written over the word 'Sincerely,'.

H. Taft Snowdon  
Supervisory Attorney  
Audio Division  
Media Bureau

cc: Jerold L. Jacobs, Esq.

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<sup>1</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