

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
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July 13, 2011

Doyle Brewer, President
The Love Station, Inc.
Box 14
Ponca City, Oklahoma 74602

Re: The Love Station, Inc.
KZTH(FM), Piedmont, Oklahoma
Facility Identification Number: 83880
Special Temporary Authority

Dear Mr. Brewer:

This is in reference to the request filed July 12, 2011, on behalf of The Love Station, Inc. ("TLS"). TLS requests special temporary authority ("STA") to operate Station KZTH with temporary facilities.¹ In support of the request, TLS states that the licensed tower was destroyed by a tornado and the station currently is silent. TLS requests STA for operation from an alternate site with reduced power and antenna height.

STA requests which involve a change in transmitter site must include four critical elements: (1) Loss of the licensed site must be beyond the licensee's control; (2) STA facilities must continue to provide service² to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area³ without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA. Our review indicates that the predicted 60 dBu contour from the proposed STA operation does not reach the city of Piedmont; however, we believe that some service will be provided to the city, and that the proposed STA facility is the best available under the circumstances presented.

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

Geographic coordinates:	35° 32' 09" N, 98° 09' 57" W (NAD 1927)
Channel	203 (88.5 MHz)
Effective radiated power:	1.47 kilowatts (H&V)
Antenna height:	
above ground:	79 meters
above mean sea level:	560 meters
above average terrain:	123 meters

¹ KZTH is licensed for operation on Channel 203C1 (88.5 MHz) with effective radiated power of 50 kilowatts (H&V) and antenna height above average terrain of 182 meters.

² For AM - 5 mV/m; for commercial FM - 3.16 mV/m; for noncommercial educational FM - 1.0 mV/m.

³ For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

TLS must notify the Commission when licensed operation is restored. TLS 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 **January 13, 2012**.

Notwithstanding the grant of this STA or the expiration date specified herein, the station's license will expire as a matter of law upon twelve consecutive months of silence. *See* Pub. Law No. 104-104, 110 Stat. 56, Section 403(1) (1996) and *Order, Silent Station Authorizations*, FCC 96-218 (released May 17, 1996). *See also Public Notice*, Expedited Processing of Applications Filed by Silent Stations, DA 96-818 (May 22, 1996). The licensee must notify the Audio Division immediately upon resumption of broadcasting.

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: The Love Station, Inc.