

Federal Communications Commission Washington, D.C. 20554 September 15, 2011

In Reply Refer to: 1800B3

Mr. Patrick Barb Pinebrook Corporation P.O. Box 616 Cuyahoga Falls, OH 44222

In Re:

WINW(FM), Canton, Ohio

Facility ID No. 8549

Request for Special Temporary

Authorization

Dear Mr. Barb:

This letter refers to the May 6, 2011, request for Special Temporary Authorization ("STA") filed on behalf of Pinebrook Corporation ("Pinebrook"), licensee of expired Station WINW(AM), Canton, Ohio (the "Station").

An application for renewal of WINW(AM)'s license should have been filed by June 1, 2004. No such application was filed, and the Station's license expired on October 1, 2004. Subsequently, Pinebrook tendered: (1) on May 6, 2011, the subject request for STA to resume Station operations pending consideration of a license renewal application; and (2) on July 22, 2011, a license renewal application for the Station.²

In the STA request, Pinebrook indicates that the station had operated without interruption until February 23, 2011, at which time it was forced to cease operations due to the theft of copper from the Station's ground system and concomitant damage to the station's transmitter. It indicates that shortly thereafter, it became aware that its 2004 license renewal application had been dismissed and the Station did not have a current authorization to operate. It indicates that the repairs were now "virtually complete," and it requests STA to resume operations pending consideration of the renewal application for Station WINW(AM).

Under Section 309(f) of the Communications Act, 47 U.S.C. Section 309(f), when an appropriate application has been filed, the Commission may grant special temporary authorization if it finds that there are extraordinary circumstances requiring temporary operation is in the public interest and that delay in the institution of such temporary operations would seriously prejudice the public interest. In this case, we believe that the public interest in continuing WINW(AM)'s broadcast service to the residents of Canton, Ohio, warrants resumed

¹ Pinebrook had filed a license renewal application for the Station on July 30, 2004, see File No. BR-20040730AOM. That application was dismissed on January 12, 2005, due to a "red light" issue.

² See File No. BR-20110722ACJ.

operation of the station pending consideration and disposition of the (untimely) renewal application.

Accordingly, the May 6, 2011, request for Special Temporary Authorization filed by Pinebrook Corporation IS GRANTED, and it may resume operation of Station WINW(AM), Canton, Ohio, with the facilities for which the license expired on October 1, 2004. This authorization will expire: (1) 180 days from the date of this letter; or (2) upon action on the pending WINW(AM) license renewal application, whichever is sooner. Grant of this authorization is without prejudice to whatever action, if any, the staff deems appropriate in light of the failure to file a timely license renewal application for WINW(AM).

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Peter M. Doyle, Chief

Audio Division Media Bureau

cc:

Anne Goodwin Crump, Esq.