

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
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September 29, 2011

Clark Parrish, President
Edgewater Broadcasting, Inc.
Box 5725
Twin Falls, Idaho 83303

Re: Edgewater Broadcasting, Inc.
W212CB(FX), York, Alabama
Facility Identification Number: 151004
Special Temporary Authority

Dear Mr. Parrish:

This is in reference to the request filed September 28, 2011, on behalf of Edgewater Broadcasting, Inc. ("EBI"). EBI requests special temporary authority ("STA") to operate FM Translator W212CB with temporary facilities.¹ In support of the request, EBI states that W212CB has been off the air since September 29, 2010. EBI states that has filed an application to modify its construction permit for a new site for the translator, and requests STA for operation with temporary facilities and reduced power in order to preserve the station's license. Our review indicates that interference to other stations is not likely to result from the proposed STA operation.

Accordingly, the request for STA IS HEREBY GRANTED. Station W212CB may operate with the following facilities:

Geographic coordinates:	32° 29' 24" N, 88° 17' 24" W (NAD 1927)
Channel	212 (90.3 MHz)
Effective radiated power:	0.001 kilowatt (V only)
Antenna height:	
above ground:	4 meters
above mean sea level:	54 meters
above average terrain:	-8 meters

EBI 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. The action taken herein is without prejudice as to the Commission's final action with regard to any pending or subsequently filed application for construction permit. Any construction undertaken pursuant to this authority is entirely at EBI's own risk.

This authority expires on **March 29, 2012**.

¹ W212CB is licensed for operation on Channel 212D (90.3 MHz) with effective radiated power of 0.019 kilowatt (H&V) and antenna height above average terrain of 74 meters.

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: Edgewater Broadcasting, Inc.