

**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/](http://www.fcc.gov/mb/audio/)

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

December 19, 2011

Robert J. Folliard, Esq.  
Dow Lohnes PLLC  
1200 New Hampshire Avenue NW, Suite 800  
Washington, DC 20036

Re: Cox Radio, Inc.  
WAGG (AM), Birmingham, Alabama  
Facility Identification Number: 48717  
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed November 3, 2011, on behalf of Cox Radio, Inc. ("CRI"). CRI requests extension of the special temporary authority ("STA") granted on May 4, 2011, to operate Station WAGG during nighttime hours with a temporary nondirectional antenna and reduced power.<sup>1</sup> In support of the request, CRI states that it has filed Application BP-20110829ABW for modification of the station's facilities, which remains pending.

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.

Our review indicates that the licensee has been prevented from restoring licensed operation due to causes beyond its control and has taken all possible steps to expeditiously resolve the problem. Thus, extension of STA is warranted.

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station WAGG may continue to operate during nighttime hours with a temporary nondirectional antenna and reduced

---

<sup>1</sup> WAGG is licensed for operation on 610 kHz with 5 kilowatts daytime and 1 kilowatt nighttime, employing a directional antenna during nighttime hours only (DA-N-U). Application BP-20110829ABW proposes a reduction in nighttime operating power to 0.61 kilowatts, nondirectional.

power not to exceed 0.25 kilowatt. It will be necessary to further reduce power or cease operation if complaints of interference are received. CRI 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 **June 19, 2012**.

Sincerely,

A handwritten signature in blue ink, appearing to read "Charles N. Miller".

Charles N. Miller, Engineer  
Audio Division  
Media Bureau

cc: Cox Radio, Inc.