FEDERAL COMMUNICATIONS COMMISSION WASHINGTON, D. C. 20554

December 29, 2011

IN REPLY REFER TO: 1800B3-VM

Morgan Skinner Rockwell Media, LLC 158 West 1600 South, Suite 200 PO Box 1194 St. George, UT 84771-1194

> In re: KOGN(AM), Ogden, UT Facility ID No. 5175 Silent since November 4, 2011

> > Request for Special Temporary Authority to Remain Silent

Dear Mr. Skinner:

This letter concerns the request you filed on November 7, 2011, on behalf of US Capital Radio 1490, LLC ("USCR"), for Special Temporary Authority to permit AM Radio Station KOGN to remain silent.

USCR's request states that Station KOGN(AM) went silent on November 4, 2011, for technical reasons. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.¹

USCR's request is granted. Accordingly, Special Temporary Authority is granted to permit Station KOGN(AM) to remain silent not to exceed 180 days from the date of this letter. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station KOGN(AM) will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m., November 5, 2012.**² See Section 312(g) of the Communications Act, 47 U.S.C. § 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. §§ 17.6 and 73.1740(a)(4).

Sincerely,

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Lisa A. Scanlan Assistant Chief, Audio Division Media Bureau

¹ In the event extension of special temporary authority is sought, please renew the certification in this matter.

² In addition to filing electronically with the Commission on the date operations resume, notification of resumption of broadcast operations must be emailed to <u>Denise.Williams@FCC.gov</u>.