

FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D. C. 20554

FEB 07 2012

IN REPLY REFER TO:  
1800B3-VM

Lauren A. Colby, Esq.  
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10 E. Fourth Street, PO Box 113  
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In re: **WBVA(AM), Bayside, VA**  
Facility ID No. 84068  
Silent since April 13, 2011

Request for Extension of Special Temporary  
Authority to Remain Silent

Dear Mr. Colby:

This letter concerns the request you filed on January 18, 2012, on behalf of Birach Broadcasting Corporation ("Birach"), for extension of Special Temporary Authority to permit AM Radio Station WBVA to remain silent.

Commission records reflect that Birach stated that Station WBVA(AM) went silent on April 13, 2011, due to problems with its antenna and transmitter site. The previous STA was granted on July 27, 2011, and expired on January 23, 2012. Birach requests extension of its STA because it continues to have difficulty locating a new transmitter site. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.

Birach's request is granted. Accordingly, Special Temporary Authority is granted to permit Station WBVA(AM) to remain silent until April 13, 2012. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station WBVA(AM) will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m., April 14, 2012.**<sup>1</sup> 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,



Lisa A. Scanlan  
Assistant Chief, Audio Division  
Media Bureau

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<sup>1</sup> In addition to filing electronically with the Commission on the date operations resume, notification of resumption of broadcast operations must be emailed to [Denise.Williams@FCC.gov](mailto:Denise.Williams@FCC.gov).