

**FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D. C. 20554**

MAR 08 2012

**IN REPLY REFER TO:
1800B3-VM**

Lauren A. Colby, Esq.
Law Office of Lauren A. Colby
10 E. Fourth Street, PO Box 113
Frederick, MD 21701

In re: W292DV, New York, NY
Facility ID No. 155888
Silent since May 12, 2011

Request for Extension of Special Temporary
Authority to Remain Silent

Dear Mr. Colby:

This letter concerns the request you filed on February 15, 2012, on behalf of Apple 107.1, Inc., for extension of Special Temporary Authority to permit FM Translator Station W292DV to remain silent.

Commission records reflect that Apple 107.1, Inc. stated that Station W292DV went silent on May 12, 2011, for technical reasons. The previous STA was granted on August 29, 2011, and expired on February 25, 2012. Apple 107.1, Inc. requests extension of its STA because the technical problems continue. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.

Apple 107.1, Inc.'s request is granted. Accordingly, Special Temporary Authority is granted to permit Station W292DV to remain silent until May 12, 2012. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station W292DV will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m., May 13, 2012.**¹ 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

¹ 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.