

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/

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

March 9, 2012

David G. O'Neil, Esq.
Rini Coran, PC
1140 19th Street NW, Suite 600
Washington, DC 20036

Re: WACQ(AM), Carrville, Alabama
Facility Identification Number: 68309
Westburg Broadcasting Montgomery, LLC
Special Temporary Authorization

Dear Counsel:

This is in reference to the request filed January 13, 2012, on behalf of Westburg Broadcasting Montgomery, LLC ("WBM"). WBM requests extension of the special temporary authority ("STA") granted on October 24, 2011, to operate Station WACQ with reduced power.¹

In support of the request, WBM states that it acquired the WACQ license as part of a foreclosure on the station and that the current economic conditions combined with the less than successful operation of the station by the previous licensee continue to require WBM to either operate with reduced power or cease operation.

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.

¹ WACQ is licensed for operation on 1130 kHz with 25 kilowatts, daytime hours only (1 kilowatt critical hours) employing a nondirectional antenna (ND-2-D).

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 WACQ may continue to operate with reduced power. It will be necessary to further reduce power or cease operation if complaints of interference are received. WBM must notify the Commission when licensed operation is restored.² WBM 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 **September 9, 2012**.

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: Westburg Broadcasting Montgomery, LLC

² *See* 47 CFR §§ 73.45(c), 73.51, 73.54, 73.61(b).