

**FEDERAL COMMUNICATIONS COMMISSION
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May 18, 2012

J. Richard Carr, Esq.
5528 Trent Street
Chevy Chase, Maryland 20815

Re: Hoosier Broadcasting Corporation
WIRE(FM), Lebanon, Indiana
Facility Identification Number: 87829
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed May 17, 2012, on behalf of Hoosier Broadcasting Corporation ("HBC"). HBC requests special temporary authority ("STA") to operate Station WIRE with temporary facilities.¹ In support of the request, HBC states that work is being done on the licensed tower, including the location of the licensed antenna. HBC states that, absent grant of the requested STA, it would be necessary for Station WIRE to be off the air for extended periods in order to protect workers.

Our review indicates that the proposed STA operation would not result in extension of the 60 dBU contour beyond the licensed contour, and that the Public Interest would be served by providing for continued operation of the station while protecting workers at the site.

Accordingly, the request for STA IS HEREBY GRANTED. Station WIRE may operate from its licensed site with the following facilities:

Channel:	216 (91.1 MHz)
Effective radiated power:	0.13 kilowatt (H&V)
Antenna type:	Nondirectional
Antenna elevation:	
Above ground level:	90 meters
Above mean sea level:	377 meters
Above average terrain:	97 meters

¹ WIRE is licensed for operation on Channel 216A (91.1 MHz) with effective radiated power ("ERP") of 3.2 kilowatts (Max-DA, V only) and antenna height above average terrain of 64 meters. Construction Permit BPED-20111013ABP authorizes an increase in the HAAT to 94 meters and a decrease in the ERP to 1.5 kW(Max-DA, H&V). Application BXPED-20120515AGD proposes installation of a nondirectional auxiliary antenna at the same location specified by the permit, with ERP of 0.14 kW(H&V).

HBC must notify the Commission when licensed operation is restored. HBC 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 **November 18, 2012**.

STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, 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.

Sincerely,



Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Hoosier Broadcasting Corporation