

FEDERAL COMMUNICATIONS COMMISSION
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June 18, 2012

Cary S. Tepper, Esq.
Booth, Freret, Imlay & Tepper, P.C.
7900 Wisconsin Avenue, Suite 304
Bethesda, Maryland 20814-3628

Re: Calvary Chapel of Twin Falls, Inc.
K211EI(FX), Lamar, Colorado
Facility Identification Number: 92416
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed June 15, 2012, on behalf of Calvary Chapel of Twin Falls, Inc. ("CCTF"). CCTF requests special temporary authority ("STA") to operate FM Translator K211EI with emergency antenna facilities pursuant to Section 73.1680.¹ In support of the request, CCTF states that the licensed antenna supporting tower and equipment building were destroyed by a tornado on April 27, 2012. CCTF states that the tower has been reconstructed at reduced height, and seeks STA for operation with an emergency antenna mounted on the new tower. CCTF further states that it has filed an application to make the changes permanent.

Section 73.1680 of the Commission's rules provides for operation with emergency antenna facilities following damage to authorized antenna systems, provided that an informal request for continued use of an emergency antenna is filed with the Commission within 24 hours. In particular, Section 73.1680(b)(2) provides that FM and TV stations may erect any suitable radiator, or use operable sections of the authorized antenna(s) as an emergency antenna.

Accordingly, the request for STA IS HEREBY GRANTED. Station K211EI may operate with the following facilities:

Geographic coordinates:	38° 02' 14" N, 102° 35' 51" W (NAD 1927)
Channel	211 (90.1 MHz)
Effective radiated power:	0.195 kilowatt (Max-DA, V only)
Antenna manufacturer and type:	Scala, model FMV, Directional
Antenna orientation:	0° True
Antenna height:	
above ground:	64 meters
above mean sea level:	1217 meters

¹ K211EI is licensed for operation on Channel 211D (90.1 MHz) with effective radiated power of 0.075 kilowatt (H&V) and antenna height above average terrain of 135 meters.

above average terrain: 71 meters

CCTF 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. The authority granted herein is without prejudice as to the Commission's action on Application BMPFT-20120606AAO. Any construction undertaken pursuant to this authority is entirely at CCTF's own risk.

This authority expires on **December 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: Calvary Chapel of Twin Falls, Inc.