

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

AUG 21 2012

IN REPLY REFER TO:
1800B3-VM

Mario Heib
Spearfish Radio, Inc.
36 H Street, #2
Salt Lake City, UT 84103

In re: K218FD, Spearfish, SD
Facility ID No. 62448
Silent since March 18, 2012

Request for Special Temporary
Authority to Remain Silent

Dear Mr. Heib:

This letter concerns the request you filed on June 11, 2012, on behalf of Spearfish Radio, Inc. ("Spearfish"), for Special Temporary Authority to permit FM Translator Radio Station K218FD to remain silent.

Spearfish's request states that Station K218FD went silent on March 18, 2012, for technical reasons. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.¹

Spearfish's request is granted. Accordingly, Special Temporary Authority is granted to permit Station K218FD to remain silent not to exceed 180 days from the date of this letter. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station K218FD will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m., March 19, 2013.**² 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. Additionally, 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).

Finally, Section 73.1740(a)(4) of the Commission's Rules permits licensees to discontinue operations for good cause, and for a period not to exceed 30 days without further authority. See 47 C.F.R. §73.1740(a)(4). This rule requires that the licensee notify the Commission by letter "not later than the 10th day of limited or discontinued operations," and if operations are not able to commence by the 10th day, "informal written request shall be made to the FCC no later than the 30th day for such additional time as may be deemed necessary." Spearfish failed to submit a timely request for an STA to permit Station

¹ In the event extension of special temporary authority is sought, please renew the certification in this matter.

² 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.

K218FD to remain silent beyond April 18, 2012, and the action taken herein shall not be construed as authorizing the station to remain silent between April 18, 2012 and June 11, 2012.

Sincerely,

A handwritten signature in blue ink, appearing to read "Lisa Scanlan". The signature is fluid and cursive, with a small dot above the "i" in "Lisa".

Lisa A. Scanlan
Assistant Chief, Audio Division
Media Bureau