

FEDERAL COMMUNICATIONS COMMISSION
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August 27, 2012

John Crigler, Esq.
Garvey Schubert Barer
1000 Potomac Street NW, Fifth Floor
Washington, DC 20007

Re: Board of Regents of the
Nevada System of Higher Education
KUNR(FM), Reno, Nevada
Facility Identification Number: 69001
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed August 24, 2012, on behalf of Board of Regents of the Nevada System of Higher Education ("NSHE"). NSHE requests special temporary authority ("STA") to operate Station KUNR with emergency antenna facilities pursuant to Section 73.1680.¹ In support of the request, NSHE states that the station's antenna has been damaged by an electrical malfunction. NSHE states that it has restored operation with an emergency antenna mounted on the licensed tower, with reduced power and antenna height.

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 KUNR may operate with the following facilities:

Geographic coordinates:	39° 15' 34" N, 119° 42' 16" W (NAD 1927)
Channel	204 (88.7 MHz)
Effective radiated power:	0.735 kilowatt (V only)
Antenna manufacturer and type:	Telecom, TFLBDI dipole, nondirectional
Antenna height:	
above ground:	29 meters
above mean sea level:	2297 meters
above average terrain:	652 meters ²

¹ KUNR is licensed for operation on Channel 204C (88.7 MHz) with effective radiated power of 20 kilowatts (H&V) and antenna height above average terrain of 661 meters.

² Stated in the application as 661 meters; recalculated based on the proposed antenna height above mean sea level.

NSHE must notify the Commission when licensed operation is restored. NSHE 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 27, 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: Board of Regents of the Nevada System of Higher Education