

FEDERAL COMMUNICATIONS COMMISSION
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September 28, 2012

Susan A. Marshall, Esq.
Fletcher Heald & Hildreth, PLC
1300 North 17th Street, 11th Floor
Arlington, Virginia 22209

Re: Weber State University
KWCR-FM, Ogden, Utah
Facility Identification Number 71394
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed September 28, 2012, on behalf of Weber State University ("WSU"). WSU requests modification and extension of the special temporary authority ("STA") granted on April 5, 2012, to operate Station KWCR-FM with temporary facilities.¹

In support of the request, WSU states that the building on which the KWCR-FM facilities were located has been demolished, that contracts have not been negotiated for the location proposed in Construction Permit BPED-20101004ACP and that the school administration has not made a final determination on a new on-campus location. WSU seeks modification of the STA to reduce the antenna height because of structural considerations.

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.

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.

¹ Station KWCR-FM is licensed (File No. BLED-19930903KA) for operation on Channel 201 (88.1 MHz) with effective radiated power of 2.00 kilowatts (H&V) and antenna height above average terrain of -96 meters.

Thus, extension of STA is warranted. Our review further indicates that the proposed 2-meter reduction in antenna height will not increase the potential for interference caused by the STA operation.

Accordingly, the request for modification and extension of STA IS HEREBY GRANTED. Station KWCR-FM may operate with the following facilities:

Geographic coordinates:	41° 09' 57" N, 112° 00' 52" W (NAD 1927)
Channel	201 (88.1 MHz)
Effective radiated power:	0.200 kilowatt (H & V)
Antenna height:	
above ground:	22 meters
above mean sea level:	1,417 meters
above average terrain:	-25 meters.

Our review shows that the FCC ASR for the antenna structure proposed for use by Station KWCR-FM contains an affirmative FAA Electromagnetic Interference flag. Therefore, this authorization is subject to the following condition:

Upon receipt of notification from the Federal Aviation Administration that harmful interference is being caused to any of its facilities by the operation of the Station KWCR-FM facilities specified herein, WSU must either immediately cease operation, reduce power to the point where no interference results, or take whatever other corrective action is necessary to eliminate the harmful interference.

WSU 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 final action with regard to any subsequently filed application for construction permit. Any construction undertaken pursuant to this authority is entirely at WSU's own risk.

This authority expires on **March 28, 2013**.

Sincerely,



Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Weber State University