

FEDERAL COMMUNICATIONS COMMISSION
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October 24, 2012

Francisco R. Montero, Esq.
Fletcher, Heald & Hildreth, P.L.C.
1300 North 17th Street, 11th Floor
Arlington, Virginia 22209-3801

Re: Carlos A. Duharte
KZSF (AM), San Jose, California
Facility Identification Number: 68841
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed September 7, 2011, on behalf of Carlos A. Duharte ("Duharte"). Duharte requests further extension of the special temporary authority ("STA") granted on October 25, 2010, to operate Station KZSF with emergency antenna facilities pursuant to Section 73.1680.¹ In support of the request, Duharte states that it is prepared to file its license application with a Method of Moments proof, but that the taking of required measurements has been delayed by equipment issues for the other station which is diplexed with Station KZSF at the site.

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 Application BMML-20121004AGW is on file; thus, the licensee has made substantial progress toward restoring licensed operation and extension of STA is warranted. Based on the information provided, the STA is modified to provide for operation consistent with the pending license application.

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station KZSF may

¹ KZSF is licensed for operation on 1370 kHz with 5 kilowatts, unlimited hours, employing the same directional antenna pattern daytime and nighttime (DA-1-U).

continue to operate with its substantially adjusted directional antenna pattern, with operating parameters as specified in Application BMML-20121004AGW. It will be necessary to further reduce power or cease operation if complaints of interference are received. Duharte 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 **April 24, 2013**.

Sincerely,



Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Carlos A. Duharte