

**FEDERAL COMMUNICATIONS COMMISSION  
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October 12, 2012

David D. Oxenford, Esq.  
Wilkinson Barker Knauer LLP  
2300 N Street NW, Suite 700  
Washington DC 20037

Re: KZNE(AM), College Station, Texas  
Facility Identification Number: 7632  
Bryan Broadcasting License Corporation  
Special Temporary Authorization

Dear Counsel:

This is in reference to the request filed October 9, 2012, on behalf of Bryan Broadcasting License Corporation ("Bryan"). Bryan requests special temporary authority ("STA") for continued operation of Station KZNE during nighttime hours with an emergency nondirectional antenna and reduced power.<sup>1</sup> In support of the request, Bryan states that the control system for the KZNE nighttime directional antenna system has failed, making it impossible to switch to the nighttime directional antenna. Bryan states that the damaged contactors have been removed and returned to the manufacturer for repair, and that they will be reinstalled upon their return.

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)(1) provides that AM stations using an emergency nondirectional antenna in lieu of authorized directional facilities shall operate with power reduced to 25 percent or less of the nominal licensed power, or a higher power, not exceeding licensed power, while insuring that the radiated field strength does not exceed that authorized in any given azimuth.

Accordingly, the request for STA IS HEREBY GRANTED. Station KZNE may continue to operate during nighttime hours with an emergency nondirectional antenna and reduced power not to exceed 0.125 kilowatt. It will be necessary to further reduce power or cease operation if complaints of interference are received. Bryan must notify the Commission when licensed operation is restored.<sup>2</sup> Bryan 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 **January 12, 2013**.

**STA Advisory:** Section 309(f) of the Communications Act of 1934, as amended, authorizes the

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<sup>1</sup> KZNE is licensed for operation on 1150 kHz with 1 kilowatt daytime and 0.5 kilowatt nighttime, employing a directional antenna during nighttime hours only (DA-N-U).

<sup>2</sup> *See* 47 CFR §§ 73.45(c), 73.51, 73.54, 73.61(b)

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: Bryan Broadcasting License Corporation