

**FEDERAL COMMUNICATIONS COMMISSION**  
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October 31, 2012

Jeffrey D. Southmayd, Esq.  
Southmayd & Miller  
4 Ocean Ridge Blvd. South  
Palm Coast Florida 32137

Re: The Moody Bible Institute of Chicago  
WDLM (AM), East Moline, Illinois  
Facility Identification Number: 66005  
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed October 29, 2012, on behalf of The Moody Bible Institute of Chicago ("MBI"). MBI requests special temporary authority ("STA") to operate Station WDLM with temporary facilities.<sup>1</sup> In support of the request, MBI states that a new phasor and new antenna tuning units are being installed. MBI requests STA for operation with a temporary nondirectional antenna and reduced power of 0.5 kW daytime and 0.102 kW nighttime.

Section 73.1615, which governs operation during modification of facilities, provides, *inter alia*, that AM licensees holding construction permits which involve directional facilities may operate in nondirectional mode during presently licensed hours of directional operation with power reduced to 25% of licensed directional power.

Our review indicates that the proposed STA operating power exceeds that permitted by Section 73.1615. The maximum permissible nondirectional power for Station WDLM is 0.25 kilowatt daytime and 0.025 kilowatt nighttime. STA is granted with power reduced to these levels. Due to the increased potential for interference to other stations, temporary nondirectional operation is authorized only on an "as necessary" basis. In addition, although not specifically requested, authority also is granted for operation with parameters at variance and/or reduced power while maintaining monitor points within licensed limits, as may be necessary during and following the planned repair work.

Accordingly, the request for STA IS HEREBY GRANTED, with modification as discussed above. Station WDLM may operate with parameters at variance and/or reduced power while maintaining monitor points within licensed limits. Operation with a temporary nondirectional antenna and reduced power **not to exceed 0.25 kilowatt daytime and 0.025 kilowatt nighttime** also is authorized, only as necessary to facilitate the planned repair work. It will be necessary to further reduce power or cease operation if complaints of interference are received. MBI must

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<sup>1</sup> WDLM is licensed for operation on 960 kHz with 1 kilowatt daytime and 0.102 kilowatt nighttime, employing different directional antenna patterns daytime and nighttime (DA-2-U).

notify the Commission when licensed operation is restored.<sup>2</sup> MBI 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 **May 1, 2013**.

**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,

A handwritten signature in blue ink, appearing to read "Charles N. Miller", with a stylized flourish at the end.

Charles N. Miller, Engineer  
Audio Division  
Media Bureau

cc: The Moody Bible Institute of Chicago

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