

**FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D. C. 20554**

NOV 05 2012

**IN REPLY REFER TO:  
1800B3-DW**

John F. Garziglia, Esq.  
Womble Carlyle Sandridge & Rice, LLP  
1200 19th Street NW, Suite 500  
Washington, DC 20036

**In re: WWKS(FM), Cruz Bay, VI**  
Facility ID No. 31084  
Silent since October 3, 2012

Request for Special Temporary  
Authority to Remain Silent

Dear Mr. Garziglia:

This letter concerns the request you filed on October 5, 2012, on behalf of Gark, LLC ("Gark"), for Special Temporary Authority to permit FM Radio Station WWKS to remain silent.

Gark's request states that Station WWKS(FM) went silent on October 3, 2012, for financial reasons. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.<sup>1</sup>

Gark's request is granted. Accordingly, Special Temporary Authority is granted to permit Station WWKS(FM) to remain silent not to exceed 180 days from the date of this letter. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station WWKS(FM) will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m., October 4, 2013.**<sup>2</sup> See Section 312(g) of the Communications Act, 47 U.S.C. § 312(g).

The station's silent status does not suspend the licensee's obligation to comply with all other relevant Commission rules, including the filing, when appropriate, of applications for renewal of broadcast license. It is imperative to the safety of air navigation that any prescribed painting and illumination of the station's tower shall be maintained until removed. See 47 C.F.R. §§ 17.6 and 73.1740(a)(4).

Sincerely,



Lisa Scanlan  
Assistant Chief, Audio Division  
Media Bureau

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<sup>1</sup> In the event extension of special temporary authority is sought, please renew the certification in this matter.

<sup>2</sup> In addition to filing electronically with the Commission on the date operations resume, notification of resumption of broadcast operations must be emailed to Denise.Williams@FCC.gov.