

FEDERAL COMMUNICATIONS COMMISSION
445 TWELFTH STREET SW
WASHINGTON DC 20554

MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/mb/audio/

ENGINEER: Dale Bickel
TELEPHONE: (202) 418-2706
FACSIMILE: (202) 418-1410
E-MAIL: dale.bickel@fcc.gov

January 9, 2013

Lee J. Peltzman, Esq.
Shainis & Peltzman
1850 M Street NW, Suite 240
Washington, DC 20036

Re: Hatfield McCoy Communications, Inc.
WVKM (FM), Matewan, West Virginia
Facility Identification Number: 67039
Special Temporary Authority
BESTA-20121218AAM

Dear Counsel:

This is in reference to the request filed December 18, 2012, on behalf of Hatfield McCoy Communications, Inc. ("HMC"). HMC requests a third extension of the special temporary authority ("STA") granted on May 25, 2011, to operate Station WVKM with emergency antenna facilities pursuant to Section 73.1680.¹ In support of the request, HMC states that it has not been able to complete repairs to the damaged underground power line at its licensed transmitter site. HMC states that it has been unable to complete repairs to the power line. On June 4, 2012, WVKM was granted construction permit BPH-20120604AAI to relocate its transmitter to a new site, but that grant is under appeal.

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 made some progress toward restoration of licensed operation, but additional time is required to resolve the issues inhibiting implementation of the construction permit. Thus, extension of STA is warranted.

¹ WVKM is licensed for operation on Channel 294C3 (106.7 MHz) with effective radiated power of 4.3 kilowatts (H&V) and antenna height above average terrain of 229 meters.

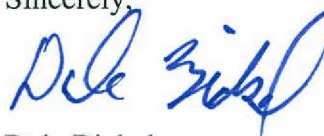
Accordingly, the request for extension of STA IS HEREBY GRANTED. Station WVKM may continue to operate with the following facilities:

Geographic coordinates:	37° 42' 17" N, 82° 12' 53" W (NAD 1927)
Channel	294 (106.7 MHz)
Effective radiated power:	1.0 kilowatt (H&V)
Antenna height:	
above ground:	55 meters
above mean sea level:	636 meters
Above average terrain:	283 meters
ASRN	1033651

HMC must notify the Commission when licensed operation is restored. HMC 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 **July 9, 2013**.

Sincerely,



Dale Bickel
Senior Engineer
Audio Division
Media Bureau

cc: Hatfield McCoy Communications, Inc.