

FEDERAL COMMUNICATIONS COMMISSION
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January 17, 2013

J. Dominic Monahan
Luvaas Cobb
777 High Street, Suite 300
Eugene, OR 97401-2787

Re: Spokane Broadcasting Company, LLC
KPKL (FM), Deer Park, WA
Facility Identification Number: 3922
Special Temporary Authority
BSTA-20121121ARR
(file number prefix corrected from BLSTA)

Dear Mr. Monahan:

This is in reference to the request filed November 21, 2012, on behalf of Spokane Broadcasting Company, LLC ("SBC"). SBC requests special temporary authority ("STA") to operate Station KPKL with temporary facilities for a six month period.

Very briefly, station KPKL went silent on March 1, 2012 due to financial reasons. SBC subsequently acquired KPKL (assignment consummated 9/26/2012) and is actively working to refurbish the licensed station facilities.¹ While it is doing so, SBC requests an STA to operate with the temporary facilities specified below to restore some service within the station's authorized service area, until licensed operations return.

Under the circumstances present here, we find that an STA for temporary operation is warranted. Accordingly, the request for STA IS HEREBY GRANTED. Station KPKL may operate with the following facilities:²

¹ This is said to involve replacement of the transmitter and technical equipment.

² These parameters correspond to the facilities authorized for booster station KPKL-FM1, under construction permit BNPFTB-20120718AAW (Facility ID No. 190691). Despite the fact that SBC filed the pending license application BLFTB-20121105AKF to cover this construction permit, KPKL-FM1 remains listed in the CDBS database as licensed to "Joseph Nappi, Jr. as Personal Re[presentative] of Earle Kazmark Estate". Inasmuch as granted assignment application BALH-20120621AAZ only referenced KAZZ (the former call sign of KPKL), Facility ID No. 3922, it does not appear that the assignment of KPKL-FM1 was included in that sale.

For that reason, and because KPKL-FM1 presently has no primary station to rebroadcast (booster stations are prohibited from originating programming), staff action on the booster license BLFTB-20121105AKF will be deferred until these issues are resolved.

Geographic coordinates:	47° 38' 36.8" N, 117° 28' 11.5" W (NAD 1927)
Channel	296 (107.1 MHz)
Effective radiated power:	5.0 kilowatts (H&V)
Directional:	CDBS Antenna ID 109972, 355° rotation
Antenna height:	
above ground:	23 meters
above mean sea level:	686 meters
Above average terrain:	16 meters

For the purposes of station identification pursuant to Section 73.1201 of the Commission's rules, the operation authorized by this STA shall be announced as "KPKL, Deer Park, Washington".

SBC must notify the Commission by letter when operation commences pursuant to this STA, and again when licensed operation is restored. SBC 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 17, 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.

Any request for extension of this authority must address these considerations.

Sincerely,



Dale Bickel
Senior Engineer
Audio Division
Media Bureau

cc: Spokane Broadcasting Company, LLC