

**FEDERAL COMMUNICATIONS COMMISSION**  
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**WASHINGTON DC 20554**

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February 25, 2013

Matthew H. McCormick, Esq.  
Fletcher, Heald & Hildreth, P.L.C.  
1300 North 17th Street, 11th Floor  
Arlington, Virginia 22209-3801

Re: KOZB (FM), Livingston, Montana  
Facility Identification Number: 16777  
Reier Broadcasting Company, Inc.  
Special Temporary Authorization  
BESTA-20120710ABB

Dear Counsel:

This is in reference to the request filed July 10, 2012, on behalf of Reier Broadcasting Company, Inc. ("RBC"). RBC requests a seventeenth extension of the special temporary authority ("STA") originally granted on April 24, 2000, to operate Station KOZB with reduced power.<sup>1</sup> In support of the request, RBC states that it concluded (long ago) that its licensed transmitter cannot be economically repaired. RBC states that a construction permit was granted to move the transmitter site, but work at the new site was delayed by litigation and the permit expired.<sup>2</sup> RBC states that it now has decided to construct a new, taller tower at the existing site, but that economic difficulties have prevented the filing of its application for construction permit.

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.

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<sup>1</sup> KOZB is licensed for operation on Channel 248C1 (97.5 MHz) with effective radiated power (ERP) of 100 kilowatts (H&V) and antenna height above average terrain (HAAT) of 75 meters.

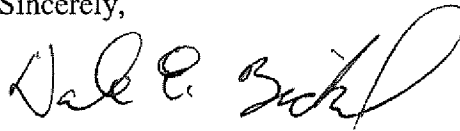
<sup>2</sup> Application BPH-20080613ABQ, for a replacement permit, was dismissed on April 14, 2010.

Inasmuch as KOZB has been operating at reduced power for nearly 13 years, we believe it is long past time for RBC to take concrete steps toward resolving the reduced power issue. Replacing a transmitter and building a new tower (at another site or at the present site) are not necessarily mutually exclusive propositions. Consequently, RBC is put on notice that, absent a demonstration of substantial progress, further extensions of this authority will not be granted.

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station KOZB may continue to operate with reduced power. RBC 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 **August 26, 2013**. Again, we reiterate that we do not plan to further extend this STA absent a demonstration of substantial progress.

Sincerely,

A handwritten signature in black ink, appearing to read "Dale E. Bickel". The signature is fluid and cursive, with the first name "Dale" being the most prominent.

Dale Bickel  
Senior Engineer  
Audio Division  
Media Bureau

cc: Reier Broadcasting Company, Inc.