## 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/

March 27, 2013

Mr. Richard A. Helmick Cohn and Marks, LLP 1920 N Street NW, Suite 300 Washington, DC 20036-1622

Re: KYCM (FM), Almogordo, NM Your Christian Companion Network, Inc. Facility Identification Number: 93483 Special Temporary Authorization BSTA-20130313AAL

**ENGINEER:** Date Bickel

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Dear Mr. Helmick:

This is in reference to the request filed March 13, 2013, on behalf of Your Christian Companion Network, Inc. ("YCCN"). YCCN requests special temporary authority ("STA") to continue operating Station KYCM with emergency antenna facilities pursuant to Section 73.1680.<sup>1</sup> In support of the request, YCCN states that the tower it leases space on fell over in a windstorm on January 22, 2013; that the replacement temporary tower only has space for KYCM to operate using a single antenna bay; and that the tower owner has not set a schedule for constructing a permanent replacement tower.

Section 73.1680 of the Commission's rules provides for operation with emergency antenna facilities following damage to authorized antenna systems, provided that an informal request for continued use of an emergency antenna is filed with the Commission within 24 hours. In particular, Section 73.1680(b)(2) provides that FM and TV stations may erect any suitable radiator, or use operable sections of the authorized antenna(s) as an emergency antenna. Accordingly, the request for STA IS HEREBY GRANTED. Station KYCM may continue to operate from its licensed site with the following facilities:

Channel	210 (89.9 MHz)
Effective radiated power:	0.166 kilowatts (H&V)
Antenna manufacturer and type:	BEXT TFC2K, nondirectional
Antenna height:	
above ground:	12.2 meters
above mean sea level:	2378 meters
Above average terrain:	494 meters

<sup>&</sup>lt;sup>1</sup> KYCM is licensed for operation on Channel 210C3 (89.9 MHz) with effective radiated power of 0.8 kilowatts (H&V) and an antenna height above average terrain of 497 meters.

YCCN must notify the Commission when licensed operation is restored. YCCN must use whatever means are necessary to protect workers and the public from radiofrequency exposure in in excess of the Commission's exposure guidelines. *See* 47 CFR § 1.1310.

This authority expires on September 23, 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,

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Dale Bickel Senior Engineer Audio Division Media Bureau

cc: Your Christian Companion Network, Inc.