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April 3, 2013

John F. Garziglia, Esq.
Womble Carlyle Sandridge & Rice, LLP
1200 19th Street, N.W. Suite 500
Washington, DC 20036-2225

Re: Kaskaskia Broadcasting, Inc.
WHOW(AM), Clinton, Illinois
Facility Identification Number: 13900
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed March 25, 2013, on behalf of Kaskaskia Broadcasting, Inc. ("KBI"). KBI requests special temporary authority ("STA") to operate station WHOW(AM) with parameters at variance and/or reduced power while maintaining monitor points within licensed limits.¹ In support of the request, KBI states that WHOW(AM) experienced a substantial power surge resulting in a structure fire at the site that destroyed the transmitter building. The fire damaged the transmission lines and destroyed the antenna tuning unit (ATU) feeding the tower comprising the WHOW(AM) antenna system. KBI requests STA to operate WHOW(AM) with varying antenna input powers of no greater than 300 watts during daytime and critical hours.

Accordingly, the request for STA IS HEREBY GRANTED. Station WHOW(AM) may operate during daytime and critical hours with parameters at variance and/or reduced power while maintaining monitor points within licensed limits. It will be necessary to further reduce power or cease operation if complaints of interference are received. KBI must notify the Commission when licensed operation is restored.² KBI 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 **September 30, 2013**.

STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the

¹ WHOW(AM) is licensed for operation on 1520 kHz with 5 kilowatts during daytime hours and 1 kilowatt during critical hours, employing a nondirectional antenna pattern (NDD-D).

² *See* 47 CFR §§ 73.45(c), 73.51, 73.54, 73.61(b).


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,


Jerome J. Manarchuck
Audio Division
Media Bureau

cc: Kaskaskia Broadcasting, Inc.