

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: JIMMY KONG
TELEPHONE: (202) 418-2700
FACSIMILE: (202) 418-2828
E-MAIL: jimmy.kong@fcc.gov

June 6, 2013

Dennis J. Kelly, Esq.
Box 41177
Washington, DC 20018

Re: KXET(AM), Portland, Oregon
Facility Identification Number: 71752
Bustos Media Holdings, LLC
Special Temporary Authority
BESTA-20130508AJI

Dear Mr. Kelly:

This is in reference to the request filed May 8, 2013, on behalf of Bustos Media Holdings, LLC ("BMH"). BMH requests further extension of the special temporary authority ("STA") granted on November 9, 2012, to operate Station KXET with reduced power.¹ In support of the request, BMH states that in August, 2011, KXET was forced to leave the air because of significant vandalism to its transmitter site. KXET returned the station to the air on June 8, 2012 with a low power AM transmitter capable of producing 100 watts of power along with the station's licensed non-directional antenna and ground system pursuant to a special temporary authority granted in BSTA-20120606ACK. KXET would like to commence using a 1,000-watt transmitter in place of the 100-watt transmitter going forward, while it continues to work on returning the station to full 5,000 watt licensed operation.

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

¹ KXET is licensed for operation on 1150 kHz with 5 kilowatts daytime and 0.01 kilowatt nighttime, employing a nondirectional antenna (ND-2-U).

the problem.

Our review indicates that the licensee has made progress toward restoration of licensed operation, but additional time is required for completing the work. Thus, extension of STA is warranted.

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station KXET may continue to operate during daytime hours with reduced power. It will be necessary to further reduce power or cease operation if complaints of interference are received. BMH must notify the Commission when licensed operation is restored.² BMH 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 **November 9, 2013**.

Sincerely,

A handwritten signature in blue ink, appearing to read 'JKong', is written above the typed name.

Jimmy Kong, Engineer
Audio Division
Media Bureau

cc: Bustos Media Holdings, LLC

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