

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
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June 27, 2013

Timothy K. Brady, Esq.
P.O. Box 930
Johnson City, TN 37605-0930

Re: Rainbow City Media, LLC
WTDR(AM), Gadsden, AL
Facility Identification Number: 13849
Special Temporary Authority
BESTA-20130531AWN

Dear Mr. Brady:

This is in reference to the request filed May 31, 2013, on behalf of Rainbow City Media, LLC ("RCM"). RCM requests further extension of the Special Temporary Authority ("STA") granted on December 7, 2012, to continue to operate Station WTDR with a non-directional antenna at night using 25 percent of the licensed nighttime power.¹ In support of the request, RCM states that due to the loss of the south tower of its nighttime directional array, which was destroyed by the storm and will have to be replaced. RCM has been unable to replace the tower to date. Inasmuch as the tower site has been flooded most of the time since the destruction of the tower, making such replacement impossible. RCM is ready to complete construction of the needed tower, promptly, as soon as the conditions at the site permit. The grant of the requested extension will further the public interest by allowing the license to continue to provide service to the public at night at reduced power.

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

¹ WTDR is licensed for operation on 1350 kHz with 5 kilowatts daytime and 1 kilowatt at night, employing a directional antenna pattern during nighttime hours. (DA-N-U).

- 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.

Our review indicates that the licensee has been prevented from restoring licensed operation due to causes beyond its control; thus extension of STA is warranted.

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station WTDR may continue to operate using the daytime non-directional antenna at night with power of 250 watts, or with higher power not exceeding 1 kilowatt while maintaining nighttime monitoring points within limits. It will be necessary to reduce power or cease operation if complaints of interference are received. RCM must notify the Commission when licensed operation is restored.² RCM 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. We note that the previous STA expired on May 7, 2013. The authority granted herein does not cover the period between May 8, 2013, and May 31, 2013, and is without prejudice as to whatever action the Commission may take with respect to operation of Station WTDR during the foregoing period.

This authority expires on **December 1, 2013**.

Sincerely,

A handwritten signature in blue ink, appearing to read 'J Kong'.

Jimmy Kong, Engineer
Audio Division
Media Bureau

cc: Rainbow City Media, LLC

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