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July 2, 2013

Philip A. Bonomo, Esq.
Lerman Senter PLLC
2000 K Street, NW
Washington, DC 20006

Re: Lincoln Financial Media Company of Colorado
KEPN(AM), Lakewood, Colorado
Facility Identification Number: 30823
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed June 28, 2013, on behalf of Lincoln Financial Media Company of Colorado ("Lincoln"). Lincoln requests special temporary authority ("STA") to operate with parameters at variance from license values and/or reduced power while maintaining monitor points within license limits.¹

In support of the request, Lincoln states that it will be replacing its currently authorized directional antenna monitor, a Potomac Instruments model AM-19D(210), with a new antenna monitor, a Potomac Instruments model 1901-4. Thus, Lincoln requests STA to operate the KEPN(AM) nighttime directional antenna system with parameters at variance pending the installation of the new antenna monitor.

Accordingly, the request for STA IS HEREBY GRANTED. Station KEPN(AM) may operate with parameters at variance from licensed values 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. An informal letter request for modification of license shall be submitted to the FCC, within 30 days of the date of monitor replacement.² If it cannot be established by the observations required in Section 73.69(d)(2) of the Commission's rules that the common point current reading and the monitoring point values are within the tolerances or limits prescribed by the rules and the instrument of authorization, or if the substitution of the new antenna monitor for the old results in changes in these parameters, a partial proof of performance shall be executed and analyzed in accordance with Section 73.154.

¹ KEPN(AM) is licensed for operation on 1600 kHz with a daytime and nighttime power of 5 kilowatts, employing a directional antenna pattern during nighttime hours (DAN-U).

² See 47 CFR §§ 73.69(d)

Lincoln 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 **December 29, 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,



Jerome J. Manarchuck
Audio Division
Media Bureau

cc: Lincoln Financial Media Company of Colorado