

FEDERAL COMMUNICATIONS COMMISSION
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July 9, 2013

Mark N. Lipp
Wiley Rein LLP
1776 K Street NW
Washington, DC 20006

Re: W219BA (FX), Ridge, NY
Sacred Heart University
Facility Identification Number: 58509
Special Temporary Authority
BSTA-20130627AAX

Dear Counsel:

This is in reference to the request filed June 27, 2013 on behalf of Sacred Heart University, Inc. ("SHU"). FM translator W219BA has had to cease operation on its licensed channel 219D, due to the completion of construction and the June 11, 2013 license application filing for WEGQ, Channel 219A, Quogue, NY. SHU presently holds a "displacement" construction permit for operation on Channel 293 at the same transmitter site. Until an antenna can be installed for the new frequency, SHU requests an STA to operate at the reduced power of 8 watts on Channel 293D.

We conclude that STA is warranted in this instance, and the STA request for operation with temporary facilities IS GRANTED. Station W219BA may operate with the following facilities:

Geographic coordinates:	40° 51' 18" N, 72° 46' 12" W (NAD 1927)
Channel	293D (106.5 MHz)
Effective radiated power:	0.008 kilowatt (H&V) nondirectional
Antenna height:	
above ground:	137 meters
above mean sea level:	211 meters
above average terrain:	197 meters

SHU must use whatever means are necessary to protect workers and the public from radiofrequency exposure in excess of the Commission's exposure guidelines. See 47 CFR § 1.1310. We expect that SHU will maintain this operation throughout the term of this STA, or until operations commence pursuant to construction permit BPFT-20100727AFA. SHU is responsible for resolving interference complaints that may occur as a result of this STA operation.

This authority expires on January 5, 2014.

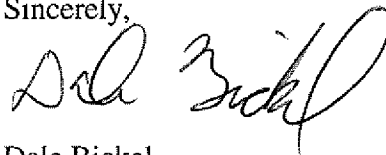
STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice 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,



Dale Bickel,
Senior Engineer
Audio Division
Media Bureau

cc: Sacred Heart University