

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
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July 12, 2013

Christopher D. Imlay, Esq.
Booth, Freret, Imlay & Tepper, P.C.
14356 Cape May Road
Silver Spring, Maryland 20904

Re: Genesis Communications of Tampa Bay, Inc. (GCTB)
WHBO (AM), Pinellas Park, Florida
Facility Identification Number: 41383
Special Temporary Authority (STA)
BESTA- 20130619AAJ

Dear Mr. Imlay:

This is in reference to the request filed on June 19, 2013. GCTB requests further extension of the STA originally granted August 28, 2006, to operate Station WHBO at night with parameters at variance and/or reduced power while maintaining monitor points within licensed limits.¹ In support of the request, GCTB states that it has not reconstructed the third nighttime tower due to unresolved zoning and litigation issues, and that an FCC Form 301 application may have to be filed to relocate the transmitter site instead.

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.

We note that the previous STA expired on June 12, 2013. Our review indicates that the circumstances presented warrant grant of STA in order to provide for service to the public, and that

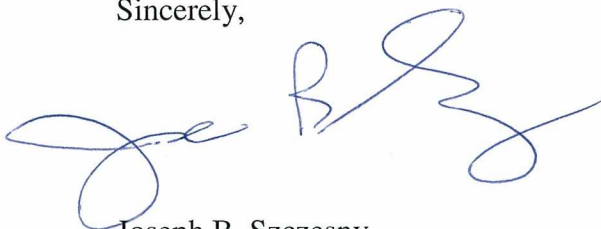
¹ WHBO is licensed for operation on 1040 kHz with a 3.6 kW non-directional daytime and 0.42 kW directional nighttime antenna.

the requested STA facilities are the same as were previously authorized. However, in light of the lapse of time between the expiration of the prior STA and the filing of the instant request, it will be considered as a request for a new STA; the authority granted will not cover the period between the expiration of the prior STA and the filing of the instant request.

Accordingly, the request for STA IS HEREBY GRANTED. Station WHBO may continue to operate at night 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. GCTB must notify the Commission when licensed operation is restored.² GCTB 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. The authority granted herein does not cover the period between June 12, 2013, and June 19, 2013, and is without prejudice as to whatever action the Commission may take with respect to operation of Station WHBO during the foregoing period.

This authority expires on **January 12, 2014**. Failure to resume licensed operations (by reconstructing the third licensed nighttime tower) or to submit an FCC Form 301 minor application to modify the current license to utilize only the existing nighttime towers (or to relocate the station to a new site) may result in a denial of any further request for extension.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Joe B. Szczesny', is written over the typed name.

Joseph B. Szczesny
Senior Electronics Engineer
Audio Division
Media Bureau

cc: Bruce C. Maduri, President

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