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July 25, 2013

Mark O'Connor
Wilkinson Barker Knauer LLP
2300 N Street NW, Suite 700
Washington, DC 20037

Re: K207CZ (FX), Carlsbad, NM
Educational Media Foundation
Facility Identification Number: 92835
Special Temporary Authority
BSTA-20130723AAV

Dear Counsel:

This is in reference to the request filed July 23, 2013, on behalf of Educational Media Foundation ("EMF"). EMF requests special temporary authority ("STA") to operate station K207CF, which was licensed in 2001, with temporary facilities.¹ EMF discovered that the antenna was mounted at a higher height than authorized, and EMF has reduced the station's effective radiated power (ERP) to keep the actual 60 dBu contour within the licensed 60 dBu contour. EMF requests an STA to operate in this manner until a construction permit application on FCC Form 349 can be submitted and granted for the revised parameters.

Accordingly, the request for STA IS HEREBY GRANTED. Station K207CZ may operate with the following facilities:

Geographic coordinates:	32° 26' 09" N, 104° 11' 14" W (NAD 1927)
Channel	207D (89.3 MHz)
Effective radiated power:	0.0057 kilowatt (H&V) nondirectional
Antenna height:	
above ground:	116 meters
above mean sea level:	1083 meters
above average terrain:	110 meters
Antenna Structure Registration No.:	1002840

EMF 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 anticipate that EMF will file FCC Form 349 for construction permit in the near future to resolve the difference between the station's license and the station's actual operation.

¹ K207CZ is licensed on Channel 207 (89.3 MHz), with an ERP of 0.010 kW ERP and an antenna height above average terrain (HAAT) of 94 meters (antenna radiation center height 100 meters above ground level).

This authority expires on January 20, 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: Educational Media Foundation