

**FEDERAL COMMUNICATIONS COMMISSION**  
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July 26, 2013

Raymond Benedict  
CBS  
1800 K Street, N.W. Suite 920  
Washington, DC 20006

Re: CBS Radio Stations Inc.  
KXST(AM), North Las Vegas, Nevada  
Facility Identification Number: 47745  
Special Temporary Authority

Dear Mr. Benedict:

This is in reference to the request filed July 22, 2013, on behalf of CBS Radio Stations Inc. ("CBS"). CBS requests special temporary authority ("STA") to operate Station KXST(AM) with parameters at variance and/or reduced power while maintaining monitor points within licensed limits or with substantially adjusted computer modeled parameters.<sup>1</sup> In support of the request, CBS states that a tower is being erected on the KXST(AM) property that may affect both the day and night patterns. Upon completion of the new tower, KXST(AM) plans to perform computer modeling and sample system verification to establish operation of the KXST(AM) directional antenna system.

Accordingly, the request for STA IS HEREBY GRANTED. Station KXST(AM) may operate with parameters at variance and/or reduced power while maintaining monitor points within licensed limits or with substantially adjusted computer modeled parameters. It will be necessary to further reduce power or cease operation if complaints of interference are received. CBS must notify the Commission when licensed operation is restored.<sup>2</sup> CBS 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 **January 22, 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

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<sup>1</sup> KXST(AM) is licensed for operation on 1140 kHz with a daytime power of 10 kilowatts, and a nighttime power of 2.5 kilowatts, employing a directional antenna pattern during nighttime hours (DAN-U).

<sup>2</sup> *See* 47 CFR §§ 73.45(c), 73.51, 73.54, 73.61(b)


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: CBS Radio Stations Inc.