

FEDERAL COMMUNICATIONS COMMISSION
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January 24, 2014

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

Re: WHBO(AM), Pinellas Park, FL
Facility Identification Number:41383
Genesis Communications of Tampa Bay, Inc.

Dear Counsel:

This is in reference to the request filed January 13, 2014, on behalf of Genesis Communications of Tampa Bay, Inc. ("GCTB"). GCTB requests special temporary authority ("STA") to operate station WHBO(AM) with temporary facilities.¹ In support of the request, GCTB states that WHBO(AM) has been operating pursuant to STA which was initially granted in August of 2006. The original STA was necessitated by the catastrophic collapse of one of the three towers used by the station at night. Initially the landowner assured GCTB that the felled tower #1 would be rebuilt immediately, but it now appears that reconstruction of the tower will not be done. Due to this fact and the impending termination of the transmitter site lease, WHBO(AM) is seeking STA to relocate and operate nondirectionally both day and night at the WWBA(AM) transmitter site.

Specifically, WHBO(AM) is proposing to operate nondirectionally with a daytime power of 3.5 kilowatts and a nighttime power of 0.015 kilowatt. The proposed site is located 6.8 kilometers north of the licensed WHBO(AM) site.

STA requests which involve a change in transmitter site must include four critical elements: (1) Loss of the licensed site must be beyond the licensee's control; (2) STA facilities must continue to provide service² to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area³ without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA. Our review indicates that the proposed STA operation complies with the foregoing criteria.

¹ WHBO(AM) is licensed for operation on 1040 kHz with 3.6 kilowatts daytime and 0.42 kilowatt nighttime, employing a directional antenna pattern at night (DA-N).

² For AM - 5 mV/m; for commercial FM - 3.16 mV/m; for noncommercial educational FM - 1.0 mV/m.

³ For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

Accordingly, the request for STA IS HEREBY GRANTED. Station WHBO(AM) may operate with the following facilities:

Geographic coordinates	27° 54' 30" N, 82° 46' 51" W (NAD 1927)
Frequency	1040 KHz
Hours of operation	Unlimited
Operating power	3.5 kilowatts daytime, 0.015 kW nighttime
Antenna type	WWBA(AM)'s existing tower
Radiator height	95.1° (76.2 meters)
Overall height	77 meters
ASRN	1040054
Antenna efficiency	309.17 mV/m/km/kW

It will be necessary to further reduce power or cease operation if complaints of interference are received. WHBO(AM) 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 **July 23, 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,



Jerome J. Manarchuck
Audio Division
Media Bureau

cc: Genesis Communications of Tampa Bay, Inc.