

**FEDERAL COMMUNICATIONS COMMISSION**  
**445 TWELFTH STREET SW**  
**WASHINGTON DC 20554**

**MEDIA BUREAU**  
**AUDIO DIVISION**  
**APPLICATION STATUS:** (202) 418-2730  
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October 24, 2013

Mark B. Denbo, Esq.  
Drinker Biddle & Reath LLP  
1500 K Street NW, Suite 1100  
Washington, DC 20005

Re: Sound Communications, LLC  
WENY(AM), Elmira, New York  
Facility Identification Number: 71510  
Special Temporary Authority  
BESTA-20130913ABQ

Dear Mr. Denbo:

This is in reference to the request filed September 13, 2013, on behalf of Sound Communications, LLC ("SCL"). SCL requests further extension of the special temporary authority ("STA") granted on September 26, 2012, to operate Station WENY with emergency antenna facilities pursuant to Section 73.1680.<sup>1</sup> In support of the request, SCL states that significant progress has been made with the tower repairs, including removal of the collapsed section of tower, replacement of the damaged tower bracing, repainting, and purchase of tower lighting system. Final work on the tower and associated measurements is not expected to be completed prior to September 26, 2013, the date on which the current STA is to expire. Therefore, SCL respectfully requests an extension of special temporary authority.

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.

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<sup>1</sup> WENY is licensed for operation on 1230 kHz with 1 kilowatt daytime and 1 kilowatt nighttime, employing a nondirectional antenna (ND-1-U).

Our review indicates that the licensee has made substantial progress toward restoring licensed operation. Thus, extension of STA is warranted.

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station WENY may continue to operate with emergency antenna facilities as described before. It will be necessary to further reduce power or cease operation if complaints of interference are received. SCL must notify the Commission when licensed operation is restored.<sup>2</sup> SCL 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 **March 26, 2014**.

Sincerely,

Jimmy Kong, Engineer  
Audio Division  
Media Bureau

cc: Sound Communications, LLC

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