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

MEDIA BUREAU AUDIO DIVISION

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June 24, 2014

Carrie A. Ward, Esq. Entercom Communications Corp. 401 E. City Avenue Suite 809 Bala Cynwyd, PA 19004

Re: Entercom License, LLC

KNSS(AM), Wichita, Kansas

Facility Identification Number: 53152

Special Temporary Authority

## Dear Counsel:

This is in reference to the request filed June 18, 2014, on behalf of Entercom License, LLC ("Entercom"). Entercom requests special temporary authority ("STA") to operate station KNSS(AM) with parameters at variance from license values and/or reduced power while maintaining monitor points within license limits.<sup>1</sup>

In support of the request, Entercom states that in order to facilitate the removal of the existing FM auxiliary antenna of KFBZ-FM and associated transmission line and isocoupler from the KNSS tower, and the installation of the new antenna, transmission line and isocoupler, Entercom requests STA for a period of 180 days to allow KNSS(AM) to operate as follows during construction:

Daytime with a non-directional operation at a power not to exceed the licensed power of 5 kilowatts from either of the towers in the licensed KNSS(AM) antenna array. Nighttime with a non-directional operation at a power not to exceed 1.25 kilowatts or 25% of the licensed nighttime power, from either of the towers of the licensed KNSS(AM) antenna array. Or, nighttime with a directional operation using parameters determined by a Method of Moments proof of performance.

Accordingly, the request for STA IS HEREBY GRANTED. Station KNSS(AM) may operate non-directionally during daytime hours with up to 1.25 kilowatts from either of the two towers in the directional array. Additionally, KNSS(AM) may operate non-directionally at night with a power not to exceed 1.25 kilowatts from either tower, or may operate directionally using parameters determined by a Method of Moments proof of performance.

<sup>&</sup>lt;sup>1</sup> KNSS(AM) is licensed for operation on 1330 kHz with a power of 5 kilowatts daytime and nighttime, employing a directional antenna pattern at night (DAN-U).

It will be necessary to further reduce power or cease operation if complaints of interference are received. Entercom must notify the Commission when licensed operation is restored.<sup>2</sup> Entercom 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 December 21, 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: Entercom License, LLC

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