

**FEDERAL COMMUNICATIONS COMMISSION**  
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August 28, 2014

Mark N. Lipp, Esq.  
Wiley Rein LLP  
1776 K. Street, NW  
Washington, DC 20006

Re: Cumulus Licensing LLC  
WVNN(AM), Athens, AL  
Facility Identification Number: 3084  
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed August 26, 2014 on behalf of Cumulus Licensing LLC ("CLL"). CLL requests special temporary authority ("STA") to operate station WVNN(AM) during daytime hours only.<sup>1</sup> In support of the request, CLL states that the WVNN(AM) nighttime directional antenna system was damaged when a severe storm blew down the studio-transmitter link receive antenna. As a result, CLL respectfully requests STA, pursuant to Sections 73.1740(A)(4) and 73.1635 of the rules, to remain silent during nighttime hours.

Accordingly, the request for STA IS HEREBY GRANTED. Station WVNN(AM) may remain silent during nighttime hours while CLL's engineers get the nighttime directional system up and running properly. CLL 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 **November 26, 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

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<sup>1</sup> WVNN(AM) is licensed for operation on 770 kHz with a daytime power of 7 kilowatts and a nighttime power of 0.25 kilowatt, employing a directional antenna pattern during nighttime hours (DAN-U).

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: Cumulus Licensing LLC