

FEDERAL COMMUNICATIONS COMMISSION
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February 20, 2015

Christopher D. Imlay, Esq.
Booth, Freret & Imlay, LLC
14356 Cape May Road
Silver Spring, MD 20904-6011

Re: Genesis Communications of Tampa Bay, Inc.
WMGG(AM), Dunedin, Florida
Facility Identification Number: 67135
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed February 13, 2015 on behalf of Genesis Communications of Tampa Bay, Inc. ("Genesis"). Genesis requests special temporary authority ("STA") to operate station WMGG(AM) with temporary facilities.¹ In support of the request, Genesis states that the licensed transmitter site of WMGG(AM) is being sold and will be unavailable to Genesis on and after March 1, 2015. Therefore, WMGG(AM) requests STA to operate non-directionally from its authorized construction permit (BP-20120808ABK) site so that the station will not have to go silent on or shortly before March 1, 2015. The construction permit site is located 24 kilometers east of the licensed site. Specifically, WMGG(AM) proposes to operate nondirectionally from an existing tower with a daytime power of 750 watts and a nighttime power of 400 watts.

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 service to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area² without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA.

Accordingly, the request for STA is GRANTED. Although WMGG(AM) may not comply with all four of the critical elements, we feel the STA is warranted as the station can continue to serve the public and the proposed operation is from an alternate existing antenna structure.

Station WMGG(AM) may operate with the following facilities:

Geographic coordinates	28° 00' 42" N, 82° 29' 53" W (NAD 1927)
Frequency	1470 KHz

¹ WMGG(AM) is licensed for operation on 1470 kHz with a daytime power of 5 kilowatts, and a nighttime power of 0.5 kilowatt, employing a nondirectional antenna pattern (ND1-U).

² For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

Hours of operation	Unlimited
Operating power	0.75 kilowatt (daytime), 0.4 kilowatt (nighttime)
Antenna type	Existing tower
ASRN	1030544
Antenna efficiency	351.2 mV/m

It will be necessary to further reduce power or cease operation if complaints of interference are received. WMGG(AM) must notify the Commission when licensed operation is restored. WMGG(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 **August 19, 2015**.


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.