

FEDERAL COMMUNICATIONS COMMISSION
445 TWELFTH STREET SW
WASHINGTON DC 20554

MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/mb/audio/

ENGINEER: Jerome J. Manarchuck
TELEPHONE: (202) 418-7226
FACSIMILE: (202) 418-1410
E-MAIL: jerome.manarchuck@fcc.gov

June 12, 2015

Dallas Broadcasting, LLC
11451 KATY Freeway
Suite 215
Houston, TX 77079

Re: Dallas Broadcasting, LLC
KVCE(AM), Highland Park, TX
Facility Identification Number: 28618
Special Temporary Authority

Dear Applicant:

This is in reference to the request filed June 3, 2015, on behalf of Dallas Broadcasting, LLC ("DBL"). DBL requests special temporary authority ("STA") to operate the daytime operation of station KVCE(AM) from an alternate site location.¹ In support of the request, DBL states that on May 30, 2015 the KVCE(AM) transmitter site was flooded when a nearby dam was released in response to flooding rains in the area. This action caused the flooding of KVCE(AM)'s daytime transmitter site, and as a result the station is unable to operate from that location. Therefore, KVCE(AM) requests STA to operate its daytime operation from its nighttime site location, as the station has a two site operation. Specifically, it is proposed to operate daytime employing the nighttime directional array and to operate with a power of 0.9 kilowatts.

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, station KVCE(AM) may operate with the following facilities:

Geographic coordinates	33° 02' 21" N, 96° 56' 34" W (NAD 1927)
Frequency	1160 KHz

¹ KVCE(AM) is licensed for operation on 1160 kHz with a daytime power of 35 kilowatts and a nighttime power of 1 kilowatt, employing different directional antenna patterns (DA2-U).

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

Hours of operation	Daytime
Operating power	0.9 kilowatt (daytime)
Antenna type	KVCE(AM)'s Licensed Nighttime Array

It will be necessary to further reduce power or cease operation if complaints of interference are received. KVCE(AM) must notify the Commission when licensed operation is restored. KVCE(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 **December 9, 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: Gregory L. Masters (via email only)