

**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/](http://www.fcc.gov/mb/audio/)

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

July 2, 2015

Capstar TX LLC  
2625 S. Memorial Drive  
Suite A  
Tulsa, OK 74129

Re: Capstar TX LLC  
WWNC(AM), Asheville, NC  
Facility Identification Number: 2946  
Special Temporary Authority

Dear Applicant:

This is in reference to the request filed June 18, 2015, on behalf of Capstar TX LLC ("Capstar"). Capstar requests special temporary authority ("STA") to operate WWNC(AM) with parameters at variance. In addition, the station is also seeking operation with emergency antenna facilities pursuant to Section 73.1680.<sup>1</sup>

In support of the request, Capstar states that a tower in the array of WWNC(AM) is the permitted location for the FM antenna of WQNS. Therefore, the station is requesting STA pursuant to Section 73.1635 to operate the licensed day and night facilities with parameters at variance. Additionally, the station is seeking STA to operate non-directional during nighttime hours with up to 25% of the licensed nighttime power, as needed during construction.

Accordingly, the request for STA IS HEREBY GRANTED. Station WWNC(AM) may operate daytime and nighttime with parameters at variance. In addition, as needed during construction, the station may operate non-directionally during nighttime hours with up to 25% of the licensed nighttime power. It will be necessary to further reduce power or cease operation if complaints of interference are received. Capstar must notify the Commission when licensed operation is restored.<sup>2</sup> Capstar must also 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. In addition, base impedance measurements will need to be made for the WWNC(AM) array to show that the modeled tower impedances still agree with the measured values within +/- 2 ohms and +/- 4 percent for resistance and reactance.

This authority expires on **December 29, 2015**.

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<sup>1</sup> WWNC(AM) is licensed for operation on 570 kHz with a daytime and nighttime power of 5 kilowatts, employing a directional antenna pattern during nighttime hours (DAN-U).

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


**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: Troy Langham (via email only)