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

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December 31, 2015

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

> Re: Dallas Broadcasting, LLC (DB) KVCE(AM), Highland Park, TX Facility Identification Number: 28618 Special Temporary Authority (STA) BESTA-20151209AAB

Dear Mr. Patrick:

This is in reference to the request filed on December 9, 2015. DB requests an extension of the STA granted on June 12, 2015, to operate during daytime hours using the licensed nighttime site facility due to flooding at the licensed daytime site.<sup>1</sup> In support of the request, DB states that in the past six months a new daytime site transmitter was partially installed, but more time is needed to complete the installation and resume licensed daytime operations (due to additional flooding delays).

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.

We noted that the daytime transmitter site may no longer be suitable for continued licensed operations unless DB is able to make changes to the antenna system and/or site to eliminate the need for a technical STA every time it floods, or to significantly reduce or eliminate the possibility of flooding when the nearby dam is opened (following periods of heavy rain). Otherwise DB may have to consider retaining a consulting engineer to file an FCC Form 301 minor change application to

<sup>&</sup>lt;sup>1</sup> KVCE(AM) is licensed for DA operation on 1160 kHz with 35 kW (daytime site) and 1 kW (nighttime site).

propose a new permanent daytime facility at the licensed nighttime site or another site that is not subject to recurring flooding.

Accordingly, the request for extension of STA is hereby GRANTED, and DB may continue to operate station KVCE(AM) with the following facilities:

Geographic coordinates	33° 02′ 21″ N, 96° 56′ 34″ W (NAD 1927)
Frequency	1160 KHz
Hours of operation	Daytime
Operating power	0.9 kW
Antenna type	licensed nighttime site pattern (see BL-20060104ACR)

It will be necessary to further reduce power or cease operation if complaints of interference are received. After the new transmitter has been installed, DB must file a one page letter to the attention of supervisory engineer Son Nguyen to certify the date the station resumed licensed daytime site operations with no noticeable changes to the existing operating parameters. DB 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 July 1, 2016.

Sincerely, Joseph Szczesny, Engineer Audio Division

Media Bureau

cc: Gregory L. Masters, Esq. WR LLP (via email only)