

**FEDERAL COMMUNICATIONS COMMISSION  
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January 29, 2016

Multicultural Radio Broadcasting Licensee, LLC  
27 William St.  
11<sup>th</sup> Floor  
New York, NY 10005

Re: Multicultural Radio Broadcasting Licensee, LLC  
KSJX(AM), San Jose, California  
Facility Identification Number: 4118  
Special Temporary Authority

Dear Applicant:

This is in reference to the request filed January 27, 2016, on behalf of Multicultural Radio Broadcasting Licensee, LLC ("MRBL"). MRBL requests special temporary authority ("STA") to operate station KSJX(AM) with parameters at variance from license values and/or reduced power while maintaining monitor points within license limits.<sup>1</sup> Specifically, MRBL proposes to operate during daytime hours with its nighttime antenna pattern.

In support of its request MRBL states that it has experienced repeated acts of vandalism at the KSJX(AM) transmitter site and recently vandals revisited the site and damaged tower #3 causing the day/night switching mechanism to fail. Therefore, until the repairs can be made, MRBL requests STA to operate with its licensed nighttime pattern during daytime hours until the technical problems are resolved.

Accordingly, the request for STA IS HEREBY GRANTED. Station KSJX(AM) may operate daytime with its licensed nighttime pattern but with power reduced to 1.8 kilowatts. No changes are proposed to the nighttime operation. It will be necessary to further reduce power or cease operation if complaints of interference are received. MRBL must use whatever means are necessary to protect workers and the public from exposure to radio frequency radiation in excess

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<sup>1</sup> KSJX(AM) is licensed for operation on 1500 kHz with a daytime power of 10 kilowatts and a nighttime power of 5 kilowatts, employing different directional antenna patterns (DA2-U).

of the Commission's exposure guidelines. *See* 47 CFR § 1.1310.

This authority expires on **July 28, 2016**.

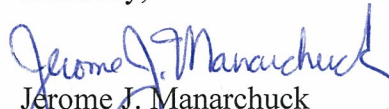
**STA Advisory:** Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice 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: Mark N. Lipp, Esq. (via email only)