

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

**MEDIA BUREAU**  
**AUDIO DIVISION**  
**APPLICATION STATUS:** (202) 418-2730  
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February 18, 2016

Kona Coast Radio, LLC  
87 Jasper Lake Road  
Loveland, CO 80537

Re: KIMI (FM), Malvern, IA  
Kona Coast Radio, LLC  
Facility Identification Number: 189501  
Special Temporary Authority  
BSTA-20160201ANI<sup>1</sup>

Dear Kona Coast Radio:

This is in reference to your request filed February 1, 2016 Special Temporary Authority (STA) request seeking reinstatement and extension of the July 25, 2014 STA, to operate with the facilities specified in construction permit BMPH-20140113ADO, but at the reduced power of 0.110 kW. As your STA request relates, Kona Coast Radio has been working with the Federal Aviation Administration (FAA) regarding the potential for interference from KIMI to the Runway 30 ILS frequency at Ofutt Air Force Base. You provided a copy of a "Determination of No Hazard to Air Navigation" issued by the FAA on July 25, 2014, for operation at an effective radiated power (ERP) of 0.110 kW. While operation at this power level will not cover the community of license with 60 dBu coverage, it will permit this silent station to continue operating with its already-constructed construction permit facility. Full power operation must await the FAA's change of the ILS frequency, or some other change, to avoid interference.

The circumstances described merit an STA, and the request for STA IS HEREBY GRANTED. KIMI may commence operations with the facilities specified in construction permit BMPH-20140113ADO, but at the reduced ERP of 0.110 kW. Kona Coast Radio must use whatever means are necessary to protect workers and the public from radiofrequency exposure in excess of the Commission's exposure guidelines. *See* 47 CFR § 1.1310.

This authority expires on **August 17, 2016**.

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<sup>1</sup> This was filed as an extension of STA request. However, because of the intervening silent period (see BLSTA-20151020AJN), we are treating this as a new STA request. The file number application prefix has been corrected from BESTA- to BSTA-.

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**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,



Dale Bickel  
Senior Engineer  
Audio Division  
Media Bureau

cc: Victor A. Michael, Jr. (via e-mail only)