

FEDERAL COMMUNICATIONS COMMISSION
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February 25, 2016

Riviera Broadcasting, LLC
9130 Sunset Boulevard
Los Angeles, CA 90069

Re: KOAI (FM), Sun City West, AZ
Riviera Broadcasting, LLC
Facility Identification Number 16770
Special Temporary Authority (STA)
BSTA-20160210ABV

Dear Licensee:

This is in reference to the request filed February 10, 2016, on behalf of Riviera Broadcasting, LLC ("Riviera"). Riviera explains that the top of the station's tower collapsed. Riviera has mounted the antenna on the remaining portion of the tower, at 15.2 meters above ground level / 2358 meters above mean sea level.¹ Riviera seeks Special Temporary Authority ("STA") to continue operating with these facilities, at reduced power, while it seeks a more permanent remedy.

Section 73.1680 of the Commission's rules provides for operation with emergency antenna facilities following damage to authorized antenna systems, provided that an informal request for continued use of an emergency antenna is filed with the Commission within 24 hours. In particular, Section 73.1680(b)(2) provides that FM and TV stations may erect any suitable radiator, or use operable sections of the authorized antenna(s) as an emergency antenna.

Accordingly, the request for STA IS HEREBY GRANTED. Station KOAI may continue operations as described in the STA request, with the antenna mounted 15.2 meters above ground level at the licensed transmitter site.

Riviera must notify the Commission when licensed operation is restored. Riviera 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 24, 2016**.

¹ Corrected from 2538 meters AMSL in the request.

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: Lee Shubert (via e-mail only)