

FEDERAL COMMUNICATIONS COMMISSION
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May 16, 2007

Patrick A. Murck, Esq.
Fletcher, Heald & Hildreth, P.L.C.
1300 North 17th Street, 11th Floor
Arlington, Virginia 22209-3801

Re: Salem Media of Virginia, Inc.
WAVA (AM), Arlington, Virginia
Facility Identification Number: 54465
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed May 4, 2007, on behalf of Salem Media of Virginia, Inc. ("SMV"). SMV requests special temporary authority ("STA") to operate Station WAVA with temporary facilities.¹ In support of the request, SMV states that it has been forced to cease operations from the licensed tower, which is being dismantled. SMV requests STA for continued use of an emergency antenna employing an existing tower adjacent to the licensed site, with reduced power of one kilowatt, while it continues to seek a new, permanent site.

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. STA requests which involve a change in transmitter site must include four critical elements: (1) Loss of the licensed site must be beyond the licensee's control; (2) STA facilities must continue to provide service² to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area³ without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA. Our review indicates that the proposed STA operation complies with the foregoing.

Accordingly, the request for STA IS HEREBY GRANTED. Station WAVA may operate with the following facilities:

Geographic coordinates	38° 54' 45" N, 77° 08' 06" W (NAD 1927)
Frequency	780 KHz
Hours of operation	Daytime only
Operating power	1 kilowatt

¹ WAVA is licensed for operation on 780 kHz with 5 kilowatts, daytime hours only, employing a nondirectional antenna (ND-D-D).

² For AM - 5 mV/m; for commercial FM - 3.16 mV/m; for noncommercial educational FM - 1.0 mV/m.

³ For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

Antenna type	existing tower, nondirectional
Antenna efficiency	220 mV/m/km/kW
Overall height	90.2 meters
ASRN	1049508

It will be necessary to further reduce power or cease operation if complaints of interference are received. SMV 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 **November 16, 2007**.

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,



Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Salem Media of Virginia, Inc.