

**FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554**

OCT 13 2016

In reply refer to: 1800B3-RH

Mark N. Lipp, Esq.
Wiley Rein LLP
1776 K Street, N.W.
Washington, DC 20006

In re: **WPHH(FM), Hope Hull, AL**
Facility ID No. 62206
Silent since October 13, 2015

Request for Special Temporary
Authority to Remain Silent

Dear Mr. Lipp:

This letter concerns the request you filed on September 13, 2016, on behalf of Brantley Broadcast Associates, LLC (“BBA”), for Special Temporary Authority (STA) to permit FM Radio Station WPHH to remain silent.

BBA’s request states that Station WPHH(FM) went silent on October 13, 2015, pending the proposed modification of its facilities. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.

BBA’s request is dismissed. On October 13, 2016, BBA filed a Notice of Resumption of Operations for Station WPHH(FM), stating that the Station resumed operation on October 8, 2016. Since that date has passed, the request for STA is moot.

However, we note that Section 73.1740(a)(4) of the Commission’s Rules permits licensees to temporarily discontinue operations for good cause, and for a period not to exceed 30 days without further authority. *See* 47 C.F.R. § 73.1740(a)(4). This rule requires that the licensee notify the Commission by letter not later than the 10th day of limited or discontinued operations, and requires a licensee to seek Commission authorization for any period of limited or discontinued operations exceeding 30 days. BBA failed to submit a timely request for an STA to permit Station WPHH(FM) to remain silent beyond November 13, 2015, therefore, the Station was not authorized to remain silent between November 13, 2015, and September 13, 2016.

Sincerely,



Lisa Scanlan
Assistant Chief, Audio Division
Media Bureau

cc: Brantley Broadcast Associates, LLC