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

MEDIA BUREAU AUDIO DIVISION

**APPLICATION STATUS**: (202) 418-2730

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December 15, 2016

Richard S. Denning, VP & GC Cumulus Licensing LLC 3280 Peachtree Road, NW, Suite 2300 Atlanta, GA 30305

Re: Cumulus Licensing LLC (Cumulus)

WXQW (AM), Fairhope, Alabama Facility Identification Number: 2541 Special Temporary Authority (STA)

BESTA-20161117ABC

Dear Mr. Denning:

This is in reference to the request filed on November 17, 2016. Cumulus requests a further extension of the STA granted on June 8, 2010, to operate with parameters at variance to allow time to file an FCC Form 301 construction permit application to change from a DA to ND nightime facility, followed by an FCC Form 302 license application. In support of the request, Cumulus states that it no longer plans to implement BP-20150821AAF due to economic reasons, and instead plans to file a new 301 application.

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.

<sup>&</sup>lt;sup>1</sup> WXQW is licensed for operation on 660 kHz with 10 kW day (ND) and 0.85 kW night (DA).

Accordingly, the request for extension of STA IS HEREBY GRANTED, and Cumulus may continue to operate with parameters at variance and/or reduced power while maintaining the nighttime monitor points within licensed limits. It will be necessary to further reduce power or cease operation if complaints of interference are received. Cumulus 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. We estimate that Cumulus will file the 301 application in the upcoming months to show that substantial progress has been made.

This authority expires on June 15, 2017.

Sincerely,

Joseph Szczesny, Engineer

Audio Division Media Bureau

cc: Andrew Kersting, RLH (via e-mail only)