

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554
MAY 08 2017

In reply refer to: 1800B3-DW

Frank R. Jazzo, Esq.
Fletcher Heald & Hildreth P.L.C.
1300 North 17th Street, 11th Floor
Arlington, VA 22209-3801

In re: **W227BT, Port St. Lucie, FL**
Facility ID No. 145074
Silent since December 31, 2016

Request for Special Temporary
Authority to Remain Silent

Dear Mr. Jazzo:

This letter concerns the request you filed on April 18, 2017, on behalf of South Texas Broadcasting, Inc. (STB), for Special Temporary Authority (STA) to permit FM Translator Station W227BT to remain silent.

STB's request states that Station W227BT went silent on December 31, 2016, pending the proposed modification of its facilities. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.¹

STB's request is granted. Accordingly, Special Temporary Authority is granted to permit Station W227BT to remain silent until December 31, 2017. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station W227BT will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., January 1, 2018.**²

STB is required to notify the Commission when broadcast operations resume. If STB does not file the notification of resumption of operations in a timely manner, the license may be subject to cancellation pursuant to Section 312(g) of the Communications Act, as amended.³

The station's silent status does not suspend the licensee's obligation to comply with all other relevant Commission rules, including the filing, when appropriate, of applications for renewal of broadcast license. It is imperative to the safety of air navigation that any prescribed painting and illumination of the station's tower shall be maintained until removed.⁴

Finally, 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.⁵ 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

¹ In the event extension of special temporary authority is sought, please renew the certification in this matter.

² See 47 U.S.C. § 312(g).

³ *Id.* In addition to filing a notification of resumption of operations electronically on the date operations resume, notification of resumption must also be emailed to Denise.Williams@FCC.gov.

⁴ See 47 CFR §§ 17.6 and 73.1740(a)(4).

⁵ See 47 C.F.R. § 73.1740(a)(4).

limited or discontinued operations exceeding 30 days. STB failed to submit a timely request for an STA to permit Station W227BT to remain silent beyond January 31, 2017, and the action taken herein shall not be construed as authorizing the station to remain silent between January 31, 2017, and April 18, 2017.

Sincerely,

A handwritten signature in blue ink, appearing to read "Lisa Scanlan / m".

Lisa Scanlan
Assistant Chief, Audio Division
Media Bureau