

FEDERAL COMMUNICATIONS COMMISSION
445 TWELFTH STREET SW
WASHINGTON DC 20554

MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/media/radio/audio-division

ENGINEER: Jerome J. Manarchuck
TELEPHONE: (202) 418-7226
FACSIMILE: (202) 418-1410
E-MAIL: Jerome.Manarchuck@fcc.gov

June 15, 2017

Legacy Communications, LLC
3205 West North Front Street
Grand Island, NE 68803

Re: Legacy Communications, LLC
KRGi(AM), Grand Island, Nebraska
Facility Identification Number: 32382
Special Temporary Authority

Dear Applicant:

This is in reference to the request filed June 9, 2017, on behalf of Legacy Communications, LLC ("LCL"). LCL requests special temporary authority ("STA") to operate KRGi(AM) with emergency antenna facilities at reduced power. Specifically, KRGi(AM) requests non-directional operation during nighttime hours from its daytime tower.¹

In support of the request, LCL states that KRGi(AM) is unable to operate the nighttime antenna system in directional mode due to apparent damage. Therefore, the station is currently operating non-directionally from the daytime tower (ASRN: 1040743) and with the nighttime power reduced to 0.25 kilowatt. The daytime non-directional mode is unaffected. Thus, the station requests STA to continue to operate with reduced power at night on the daytime non-directional tower, until replacement parts arrive and repairs made.

Section 73.1680 of the Commission's rules provide 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)(1) states that AM stations may use a horizontal or vertical wire or a non-directional vertical element of a directional antenna as an emergency antenna. AM stations using an emergency non-directional antenna or a horizontal or vertical wire pursuant to this section, in lieu of authorized directional facilities, shall operate with power reduced to 25% or less of the nominal licensed power, or, a higher power, not exceeding licensed power, while insuring that the radiated field strength does not exceed that authorized in any given azimuth for the corresponding hours of directional operation.

¹ KRGi(AM) is licensed for operation on 1430 kHz with a daytime power of 5 kilowatts and a nighttime power of 1 kilowatt, employing a directional antenna pattern at night (DAN-U).

Accordingly, the request for STA IS HEREBY GRANTED. Station KRGI(AM) may continue to operate non-directionally during nighttime hours and with a reduced power of 250 watts. It will be necessary to further reduce or cease operation if complaints of interference are received. LCL 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 **September 15, 2017**.

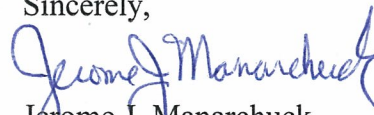
STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice 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,



Jerome J. Manarchuck
Electronics Engineer
Audio Division
Media Bureau

cc: Steven T. Lovelady, Esq. (via email only)