

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

**MEDIA BUREAU**  
**AUDIO DIVISION**  
**APPLICATION STATUS:** (202) 418-2730  
**HOME PAGE:** [www.fcc.gov/mb/audiod/](http://www.fcc.gov/mb/audiod/)

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December 26, 2007

David O'Connor, Esq.  
Holland & Knight  
2099 Pennsylvania Avenue NW, Suite 100  
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In re: KSTP-AM, LLC  
KSTP (AM), St. Paul, Minnesota  
Facility Identification Number 35641  
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed December 21, 2007, on behalf of KSTP-AM, LLC ("KAL"). KAL requests special temporary authority ("STA") to operate Station KSTP with monitor points at variance from licensed limits.<sup>1</sup> In support of the request, KAL states that a recent check indicated that two of the station's monitor points exceed licensed values. KAL states that operating parameters remain as licensed, and that the excessive monitor point field strengths are attributable to severe winter weather conditions in the area. KAL provides the result of a partial proof of performance which demonstrates that the directional antenna system is operating within the licensed pattern, and states that an application for direct measurement of operating power will be filed shortly.

Ordinarily, STA is not granted for operation with monitor points in excess of licensed limits; however, in this case we are persuaded that the Public Interest would be served by grant of the requested STA. KAL has demonstrated that the KSTP directional antenna system is operating with licensed operating parameters and within its licensed pattern, and has provided a reasonable explanation for the excessive monitor point field strengths.

Accordingly, the request for STA IS HEREBY GRANTED. Station KSTP may operate with monitor points within the following limits:

Radial (Deg.)	Limit (mV/m)
81.6	60.7
106.5	123.0
131.4	60.9
286.5	542

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<sup>1</sup> KSTP is licensed for operation on 1500 kHz with 50 kilowatts, unlimited hours, employing a directional antenna during nighttime hours only (DA-N-U).

It will be necessary to reduce power or cease operation if complaints of interference are received. It is anticipated that an application for direct measurement of operating power will be filed prior to the expiration date below. KAL 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. The authority granted herein is without prejudice as to the Commission's action on any future application for direct measurement of operating power.

This authority expires on **June 26, 2008**.

**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: KSTP-AM, LLC