

**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](http://www.fcc.gov/media/radio/audio-division)

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January 5, 2018

Estuardo Valdemar Rodriguez and  
Leonor Rodriguez  
1010 Vermont Ave., NW  
Suite 719  
Washington, DC 20005

Re: Estuardo Valdemar Rodriguez and  
Leonor Rodriguez  
WGSB(AM), Mebane, North Carolina  
Facility Identification Number: 25036  
Special Temporary Authority

Dear Applicant:

This is in reference to the request filed January 3, 2018, on behalf of Estuardo Valdemar Rodriguez and Leonor Rodriguez "EVR". EVR requests special temporary authority ("STA") to operate station WGSB(AM) with emergency antenna facilities.<sup>1</sup> In support of the request, EVR states that the station's antenna is damaged and therefore WGSB(AM) seeks an STA to operate non-directionally with power reduced to 25% of licensed power. In addition, the station went silent on January 13, 2017 and the station's license will automatically expire if broadcast operations do not commence by 12:01 a.m., January 14, 2018.

Section 73.1680 of the Commission's rules provides 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) provides that AM stations using an emergency nondirectional antenna in lieu of authorized directional facilities shall operate with power reduced to 25 percent 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.

Accordingly, the request for STA IS HEREBY GRANTED. Station WGSB(AM) may operate non-directionally from any of the towers in its array with a daytime power not to exceed 0.25 kilowatt and a critical hours power not to exceed 0.125 kilowatt. It will be necessary to further

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<sup>1</sup> WGSB(AM) is licensed for operation on 1060 kHz with a daytime power of 1 kilowatt and a critical hours power of 0.5 kilowatt, employing a directional antenna pattern (DAD-D).

reduce power or cease operation if complaints of interference are received. WGSB(AM) must notify the Commission when licensed operation is restored.<sup>2</sup> WGSB(AM) 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 **July 4, 2018**.

Notwithstanding the grant of this STA or the expiration date specified herein, the station's license will expire as a matter of law if broadcast operations do not commence by 12:01 a.m., January 14, 2018. See Pub. Law No. 104-104, 110 Stat. 56, Section 403(1)(1996) and *Order, Silent Station Authorizations*, FCC 96-218 (released May 17, 1996). See also *Public Notice, Expedited Processing of Applications Filed by Silent Stations*, DA 96-818 (May 22, 1996). The licensee must notify the Audio Division immediately upon resumption of broadcasting.

**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:

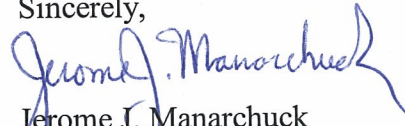
- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or

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<sup>2</sup> See 47 CFR §§ 73.45(c), 73.51, 73.61(b).

- 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  
Audio Division  
Media Bureau

cc: Matthew H. McCormick, Esq. (via email only)