## 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

January 25, 2018

AMFM Radio Licenses, LLC 7136 S. Yale Avenue Suite 501 Tulsa, OK 74136

Re: AMFM Radio Licenses, LLC

KGME(AM), Phoenix, AZ

Facility Identification Number: 65480

Special Temporary Authority

## Dear Applicant:

This is in reference to the request filed January 23, 2018, on behalf of AMFM Radio Licenses, LLC ("AMFM"). AMFM requests special temporary authority ("STA") to operate station KGME(AM) with parameters at variance from license values. Specifically, KGME(AM) requests operation with Moment Method derived operating parameters.

In support of the request, KGME(AM) states that the 36 degree radial monitor point for KGME(AM) was found to be in excess of authorized limits. However, measurements and an analysis was made on the 36 degree radial and was found to be well within limits. Thus, due to environmental changes around KGME(AM), AMFM desires to relicense KGME(AM) under Moment Method rules. Therefore, as the station prepares to file a new license, an STA is requested to operate the station with the substantially adjusted Moment Method parameters pending preparation and subsequent Commission processing of a license application.

Accordingly, the request for STA IS HEREBY GRANTED. Station KGME(AM) may operate nighttime with the newly derived moment method operating parameters. It will be necessary to further reduce power or cease operation if complaints of interference are received. AMFM must notify the Commission when licensed operation is restored.<sup>2</sup> AMFM 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.

<sup>&</sup>lt;sup>1</sup> KGME(AM) is licensed for operation on 910 kHz with a daytime and nighttime power of 5 kilowatts, employing a directional antenna pattern during nighttime hours (DAN-U).

<sup>&</sup>lt;sup>2</sup> See 47 CFR §§ 73.45(c), 73.51, 73.54, 73.61(b)

This authority expires on July 25, 2018.

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

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Audio Division Media Bureau

cc: Troy G. Langham (via email only)