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: Joseph Szczesny TELEPHONE: (202) 418-2700 FACSIMILE: (202) 418-1410 E-MAIL: Joseph.Szczesny@fcc.gov

February 5, 2018

Jhonson Napoleon WFHT, LLC 550 W Cypress Creek Road Fort Lauderdale, FL 33309

> Re: WFHT, LLC (WFHT) WFHT(AM), Avon Park, FL Facility Identification Number: 72684 Special Temporary Authority (STA) BESTA-20180201ACT

Dear Mr. Napoleon:

This is in reference to the request filed on February 1, 2018. WFHT requests an extension of the STA granted on June 12, 2017, to continue operating with reduced power to allow time to repair or replace the flood damaged transmitter.¹ In support of the request, WFHT states that over the last eight months it has been unable to repair the transmitter and resume licensed operations.

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.

Our staff is aware that many older AM transmitters cannot be repaired. As a result, WFHT will have to install a new 1 kW transmitter if it has already confirmed that the old

¹ WFHT(AM) is licensed for ND operation on 1390 kHz with 1 kW day and 0.077 kW at night.

transmitter cannot be repaired. Otherwise WFHT may have to consider filing an FCC Form 301 application to permanently reduce power (and make any other desired changes) to show that substantial progress has been made. In addition, we noted that the previous STA expired on December 9, 2017, therefore the authority granted herein will not cover the period between the expiration of the prior STA and the filing of the instant request, and is without prejudice as to whatever action the Commission may take with respect to operation during that period.

Accordingly, the request for extension of STA IS HEREBY GRANTED, and WFHT may continue to operate with reduced power. WFHT 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. WFHT must submit an e-mail to my attention to certify the date the station resumed full power licensed operations per BL-20090424ADH with negligible changes to the operating parameters. Otherwise an FCC Form 302 application must be filed to update all operating parameters.

This authority expires on August 5, 2018.

Sincerely,

Joseph Szczesny, Engineer Audio Division Media Bureau

cc: Dan J. Alpert, Esq. (via email only)