

FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, DC 20554

FEB 09 2018

In reply refer to: 1800B3-DW

Ernest T. Sanchez, Esq.  
The Sanchez Law Firm P.C.  
1155 F Street, NW, Suite 1050  
Washington, DC 20004

In re: **KDNM(FM), Milan, NM**  
Facility ID No. 175526  
Silent since December 29, 2017  
  
Request for Special Temporary  
Authority to Remain Silent

Dear Mr. Sanchez:

This letter concerns the request you filed on January 22, 2018, on behalf of KUTE, Inc. (KUTE), for Special Temporary Authority (STA) to permit FM Radio Station KDNM to remain silent.

KUTE's request states that Station KDNM(FM) went silent on December 29, 2017, for technical reasons<sup>1</sup>. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.<sup>2</sup>

KUTE's request is granted. Accordingly, Special Temporary Authority is granted to permit Station KDNM(FM) to remain silent not to exceed 180 days from the date of this letter. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station KDNM(FM) will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., December 30, 2018.**<sup>3</sup>

KUTE is required to notify the Commission when broadcast operations resume. If KUTE does not file the notification of resumption of operations in a timely manner, the license may be subject to cancellation pursuant to Section 312(g) of the Communications Act, as amended.<sup>4</sup>

The station's silent status does not suspend the licensee's obligation to comply with all other relevant Commission rules, including the filing, when appropriate, of applications for renewal of broadcast license. It is imperative to the safety of air navigation that any prescribed painting and illumination of the station's tower shall be maintained until removed.<sup>5</sup>

Sincerely,

  
Lisa Scanlan  
Deputy Chief, Audio Division  
Media Bureau

<sup>1</sup> This station was acquired by the licensee pursuant to the Cochise Consent Decree and File No. BALH-20170925ADS. See *Cochise Broadcasting, LLC, et al.*, Order, DA 17-458 (MB May 26, 2017). This requires the station be returned to on-air status within one year from the consummation date of December 29, 2017.

<sup>2</sup> In the event extension of special temporary authority is sought, please renew the certification in this matter.

<sup>3</sup> See 47 U.S.C. § 312(g).

<sup>4</sup> *Id.* In addition to filing a notification of resumption of operations electronically on the date operations resume, notification of resumption must also be emailed to Denise.Williams@FCC.gov.

<sup>5</sup> See 47 C.F.R. §§ 17.6 and 73.1740(a)(4).