

**FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D. C. 20554**

In Reply Refer To: 1800B3-MAT

Melodie Virtue, Esq.  
Garvey Schubert Barer  
1000 Potomac Street, NW, Suite 200  
Washington, DC 20007

MAR 12 2018

**In re: K238AX, Brookings, SD**  
Facility ID No. 142001  
Silent since February 27, 2018

Request for Special Temporary  
Authority to Remain Silent

Dear Ms. Virtue:

This letter concerns the request you filed on February 26, 2018, on behalf of Minnesota Public Radio (MPR), for Special Temporary Authority (STA) to permit FM Translator Station K238AX to remain silent.

MPR's request states that Station K238AX went silent on February 26, 2018, for technical reasons. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.<sup>1</sup>

MPR's request is granted. Accordingly, Special Temporary Authority is granted to permit Station K238AX 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 K238AX will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m., February 28, 2019.**<sup>2</sup>

MPR is required to notify the Commission when broadcast operations resume. If MPR 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>3</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. Finally, we note that 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>4</sup>

Sincerely,



Lisa Scanlan  
Deputy Chief, Audio Division  
Media Bureau

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<sup>1</sup> In the event extension of special temporary authority is sought, please renew the certification in this matter.

<sup>2</sup> See 47 U.S.C. § 312(g).

<sup>3</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>4</sup> See 47 CFR §§ 17.6 and 73.1740(a)(4).