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

June 8, 2018

Pluria Marshall, President WLTH Radio, Inc. 487 Broadway, Suite 102 Gary, IN 46402

> Re: WLTH Radio, Inc. (WRI) WLTH(AM), Gary, IN Facility Identification Number: 38402 Special Temporary Authority (STA) BESTA-20180521AAO

Dear Mr. Marshall:

This is in reference to the request filed on May 21, 2018. WRI requests an extension of the STA granted on October 23, 2017, to continue operating ND at night with reduced power using the daytime site tower to allow time to file the required FCC Form 301 application due to the theft of a large amount of equipment from the licensed nighttime site.¹ In support of the request, WRI states that over the past seven months it has decided not to repair the old licensed night facility, and instead will be filing an FCC Form 301 application to propose a new permanent facility at another site.

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.

Accordingly, the request for extension of the STA IS HEREBY GRANTED, and WRI may continue to operate ND at night using a maximum of 0.125 kW using the licensed daytime tower (with no change to the licensed daytime 1 kW operation). WRI must reduce power or cease operations if interference complaints are received, and use whatever means are necessary to protect

¹ WLTH(AM) is licensed for operation on 1370 kHz with 1 kW ND and 0.5 kW DA from two different transmitter sites located 3.8 kilometers apart.

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 December 8, 2018.

Sincerely, Joseph Szczesny, Engineer Audio Division Media Bureau

cc: Allan G. Moskowitz, Esq. (via email only)