## FEDERAL COMMUNICATIONS COMMISSION 445 TWELFTH STREET SW WASHINGTON DC 20554

MEDIA BUREAU AUDIO DIVISION

**APPLICATION STATUS**: (202) 418-2730

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June 29, 2018

Cumulus Licensing, LLC 3280 Peachtree Road, NW Suite 2200 Atlanta, GA 30305

Re: C

Cumulus Licensing, LLC

WCOA(AM), Pensacola, Florida Facility Identification Number: 12142

Special Temporary Authority

## Dear Applicant:

This is in reference to the request filed May 21, 2018, on behalf of Cumulus Licensing, LLC ("CLL"). CLL requests special temporary authority ("STA") to operate station WCOA(AM) with parameters at variance from its licensed facilities. Specifically, CLL requests that station WCOA(AM) be permitted to operate daytime and nighttime using station's nighttime pattern and with reduced power.

In support of the request, WCOA(AM) states that due to damage to the directional switching network and components, the station is requesting authority to operate daytime and nighttime employing the station's licensed nighttime pattern. Thus, an STA is requested for WCOA(AM) to operate with a reduced power of 2 kilowatts employing the station's nighttime pattern.

Accordingly, the request for STA IS HEREBY GRANTED. Station WCOA(AM) may operate daytime and nighttime with the station's nighttime directional pattern and with power reduced to 2 kilowatts. It will be necessary to further reduce power or cease operation if complaints of interference are received. WCOA(AM) must notify the Commission when licensed operation is restored.<sup>2</sup> WCOA(AM) 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> WCOA(AM) is licensed for operation on 1370 kHz with a daytime and nighttime power of 5 kilowatts, employing a directional antenna pattern at night (DAN-U).

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

This authority expires on **December 26, 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 (. Manarchuck

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Audio Division Media Bureau

cc: Andrew S. Kersting, Esq. (via email only)