

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
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August 2, 2018

Lynne Plambeck, President
Santa Clarita Organization for Planning and the Environment
P.O. Box 1182
Santa Clarita, CA 91386

Re: KQRU-LP (FL), Santa Clarita, CA
Santa Clarita Organization for Planning and the Environment
Facility Identification Number: 196118
Special Temporary Authority (STA)
BSTA-20180730ABO

Dear Licensee:

This is in reference to the request filed July 30, 2018, requesting Special Temporary Authority (STA) to operate KQRU-LP from a new temporary location with reduced facilities.

This STA request, which was mailed to the Commission and received July 30, 2018, fails to include the required Anti-Drug Abuse certification, and so cannot be processed.¹ Therefore, this filing will be dismissed.

Additionally, we have reviewed the proposal, but conclude that it would not qualify for STA. 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 a construction permit application, nor is it a means by which a broadcaster may enhance a facility or make operation more convenient for the broadcaster. Nor are there new circumstances here that might warrant consideration. The licensee must have known for over a year (since well before commencing operations from the currently licensed site in August 2017) that commercial power was not and would not soon be available at that location. Yet the licensee voluntarily chose to operate KQRU-LP from that site powered by a generator.² We cannot conclude that the proposed reduction in service benefits the public, it only serves to make matters more convenient for the broadcaster.

If KQRU-LP wants to pursue a transmitter site change, it must file a construction permit application on FCC Form 318 and await grant of the application, before modifying the facilities. The licensee apparently believes that a transmitter site change construction permit granted to FM translator K300CZ

¹ See <https://www.fcc.gov/media/radio/anti-drug-abuse-act-certification> . We encourage licensees to use the Commissions CDBS electronic filing system when requesting STAs, since such omissions can be avoided.

² It does not appear that the licensed transmitter site has ever had commercial power available to it, and so the sale of the tower site does not represent a change in circumstances for KQRU-LP.

will open up new site possibilities for KQRU-LP soon. But that thought appears to be speculative at best, particularly since an assignment application to sell that translator to a new owner has recently been filed. In any event, and until a license is granted to K300CZ for operations at a new site, KQRU-LP must continue to provide protection to the translator's currently licensed operation in accordance with the FCC's rules.

Accordingly, the STA request BSTA-20180730ABO IS DISMISSED.

Sincerely,

A handwritten signature in cursive script that reads "Dale Bickel".

Dale Bickel
Senior Engineer
Audio Division
Media Bureau