

**FEDERAL COMMUNICATIONS COMMISSION**  
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**WASHINGTON DC 20554**

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February 25, 2008

Kathryn R. Schmeltzer, Esq.  
Shaw Pittman LLP  
2300 N Street NW  
Washington, DC 20037-1128

Re: KXO-FM, El Centro, California  
Facility Identification Number: 35970  
KXO, Inc.  
Special Temporary Authorization

Dear Counsel:

This is in reference to the request filed September 19, 2007, on behalf of KXO, Inc. ("KI"). KI requests further extension of the special temporary authority ("STA") granted on November 22, 2004, to operate Station KXO-FM with emergency antenna facilities pursuant to Section 73.1680.<sup>1</sup> In support of the request, KI states that, following the collapse of its tower in 2004, it has applied for and obtained the necessary local permits and selected contractors for tower and antenna work. KI states that its engineer is in the process of ordering the tower and antennas, and that it contemplates commencing construction in a few weeks.

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.

Our review indicates that the licensee has made substantial progress toward restoring licensed operation and extension of STA is warranted.

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station KXO-FM may continue to operate from its licensed site with the following facilities:

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<sup>1</sup> KXO-FM is licensed for operation on Channel 298B (107.5 MHz) with effective radiated power ("ERP") of 25.5 kilowatts (H&V) and antenna height above average terrain ("HAAT") of 48 meters. Construction Permit BPH-20061013ABF authorized relocation of the transmitter, an increase in ERP to 50 kilowatts (Max-DA, H&V) and an increase in HAAT to 87 meters.

Channel	298 (107.5 MHz)
Effective radiated power:	6 kilowatts (H&V)
Antenna height:	
above ground:	24 meters
above mean sea level:	-32 meters
Above average terrain:	26 meters

KI must notify the Commission when licensed operation is restored. KI 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.

This authority expires on **August 25, 2008**.

Sincerely,



Charles N. Miller, Engineer  
Audio Division  
Media Bureau

cc: KXO, Inc.