

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

**MEDIA BUREAU**  
**AUDIO DIVISION**  
**APPLICATION STATUS:** (202) 418-2730  
**HOME PAGE:** [www.fcc.gov/mb/audio/](http://www.fcc.gov/mb/audio/)

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February 25, 2008

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

Re: KXO (AM), EL Centro, California  
Facility Identification Number: 35969  
KXO, Inc.  
Special Temporary Authority

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 23, 2004, to operate Station KXO 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.

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<sup>1</sup> KXO is licensed for operation on 1230 kHz with 1 kilowatt daytime and 1 kilowatt nighttime, employing a nondirectional antenna (ND-1-U). Application BP-20060922ADJ proposes relocation of the transmitter and an increase in tower height.

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station KXO may operate with emergency antenna facilities as described above. It will be necessary to further reduce power or cease operation if complaints of interference are received. KI must notify the Commission when licensed operation is restored.<sup>2</sup> 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,

A handwritten signature in black ink, appearing to read "Charles N. Miller", with a long horizontal flourish extending to the right.

Charles N. Miller, Engineer  
Audio Division  
Media Bureau

cc: KXO, Inc.

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<sup>2</sup> *See* 47 CFR §§ 73.45(c), 73.51, 73.54, 73.61(b).