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

MEDIA BUREAU AUDIO DIVISION

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

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September 7, 2018

Almavision of Miami, Inc. 1881 NE 146 St. Miami, FL 33181

Re: Alma

Almavision of Miami, Inc.

WKIZ(AM), Key West, Florida

Facility Identification Number: 11193

Special Temporary Authority

## Dear Applicant:

This is in reference to the request filed September 7, 2018, on behalf of Almavision of Miami, Inc. ("AMI"). AMI requests special temporary authority ("STA") to operate station WKIZ(AM) with emergency antenna facilities. In support of the request, WKIZ(AM) states on September 10, 2017 the station went silent due to the impact of Hurricane Irma which did substantial damage to the building and the contents including all transmitting equipment. The station has been silent since and the station's license will automatically expire if broadcast operations do not commence by 12:01 a.m., September 11, 2018. Therefore, the station is requesting STA to operate with emergency antenna facilities at reduced power in order to avoid cancellation of the station's license.

Specifically, WKIZ(AM) requests non-directional operation using the north tower (tower #2) of the array at 25% of the stations licensed power. A daytime and nighttime power of 0.0625 kilowatt is requested.

Section 73.1680 of the Commission's rules provide for operation with emergency antenna facilities provided that an informal request for continued used of an emergency antenna is filled with the Commission within 24 hours. In particular, Section 73.1680(b)(1) states that AM stations may use a horizontal or vertical wire or a non-directional vertical element of a directional antenna as an emergency antenna. AM stations using an emergency non-directional antenna or a horizontal or vertical wire pursuant to this section, in lieu or authorized directional facilities, shall operate with power reduced to 25% or less of the nominal licensed power, or, a higher

<sup>&</sup>lt;sup>1</sup> WKIZ(AM) is licensed for operation on 1500 kHz with a daytime and nighttime power of 0.25 kilowatt, employing the same directional antenna pattern (DA1-U).

power, not exceeding licensed power, while insuring that the radiated field strength does not exceed that authorized in any given azimuth for the corresponding hours of directional operation.

Accordingly, the request for STA IS HEREBY GRANTED. Station WKIZ(AM) may operate non-directionally during daytime and nighttime hours with a power not to exceed 0.0625 kilowatt. It will be necessary to further reduce or cease operation if complaints of interference are received. AMI 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 March 6, 2019.

Notwithstanding the grant of this STA or the expiration date specified herein, the station's license will expire as a matter of law if broadcast operations do not commence by 12:01 a.m., September 11, 2018. See Pub. Law No. 104-104, 110 Stat. 56, Section 403(1)(1996) and Order, Silent Station Authorizations, FCC 96-218 (released May 17, 1996). See also Public Notice, Expedited Processing of Applications Filed by Silent Stations, DA 96-818 (May 22,1996). The licensee must notify the Audio Division immediately upon resumption of broadcasting.

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,

rome J. Manarchucl

Audio Division Media Bureau

cc: Shelly Sadowsky, Esq. (via email only)