## 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/

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March 28, 2008

Karen A. Ross, Esq. Davis Wright Tremaine LLP 1919 Pennsylvania Avenue NW, Suite 200 Washington, DC 20006-3402

Re:

WPLX(AM), Germantown, Tennessee

Facility Identification Number: 52906

Educational Media Foundation Special Temporary Authorization

## Dear Counsel:

This is in reference to the request filed September 27, 2007, on behalf of Educational Media Foundation ("EMF"). EMF requests further extension of the special temporary authority (STA) originally granted on August 30, 2000, for continued operation of Station WPLX with emergency antenna facilities pursuant to Section 73.1680 of the Commission's rules. In support of the request, EMF states that, after pursuing other options for relocating the station, it filed Application BP-20060426AAY to relocate to a site formerly used by Station KOPN, and that the application was granted. However, due to time and financial constraints associated with the addition of a tower necessary for operation at that site, EMF has filed minor modification Application BMP-20070703ABC, to change the community of license to Turrell, Arkansas (See Note 1, below).

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

<sup>&</sup>lt;sup>1</sup> WPLX is licensed to Germantown, Tennessee, for operation on 1170 kHz with 1 kilowatt, daytime hours only, employing a nondirectional antenna (ND-D-D). Construction Permit BMP-20070703ABC authorizes relocation of the station to Turrell, Arkansas, relocation of the transmitter and operation with 5 kilowatts daytime (3.5 kilowatts critical hours) and 0.026 kilowatt nighttime, employing a different directional antenna pattern in each mode (DA-3-U).

• 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 Construction Permit BMP-20070703ABC was granted on December 19, 2007. Thus, the licensee has made substantial progress toward restoration of licensed operation and extension of STA is warranted in order to allow time for EMF to construct its newly authorized, modified facilities.

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station WPLX may continue to operate from its licensed site with an emergency horizontal wire antenna, with power not to exceed 1 kilowatt. It will be necessary to reduce power or cease operation if complaints of interference are received. EMF 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 September 28, 2008.

Sincerely,

Charles N. Miller, Engineer

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Audio Division Media Bureau

cc: Educational Media Foundation