

**FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554**

In reply refer to: 1800B3-KC

Gary S. Smithwick, Esq.
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5028 Wisconsin Avenue, NW, Suite 301
Washington, DC 20016

FEB 06 2019

In re: **W294CM, Crescent Beach, FL**
Facility ID No. 153096
Silent since December 5, 2018

Request for Special Temporary
Authority to Remain Silent

Dear Mr. Smithwick:

This letter concerns the request you filed on December 6, 2018, on behalf of Flagler Broadcasting, LLC (FB), for Special Temporary Authority (STA) to permit FM Translator Station W294CM to remain silent.

FB's request states that Station W294CM went silent on December 5, 2018, for technical reasons. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.¹

FB's request is granted. Accordingly, Special Temporary Authority is granted to permit Station W294CM to remain silent not to exceed 180 days from the date of this letter. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station W294CM will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., December 6, 2019.**²

FB is required to notify the Commission when broadcast operations resume. If FB does not file the notification of resumption of operations in a timely manner, the license may be subject to cancellation pursuant to Section 312(g) of the Communications Act, as amended.³

The station's silent status does not suspend the licensee's obligation to comply with all other relevant Commission rules, including the filing, when appropriate, of applications for renewal of broadcast license. It is imperative to the safety of air navigation that any prescribed painting and illumination of the station's tower shall be maintained until removed.⁴

Sincerely,



Lisa Scanlan
Deputy Chief, Audio Division
Media Bureau

¹ In the event extension of special temporary authority is sought, please renew the certification in this matter.

² See 47 U.S.C. § 312(g).

³ *Id.* In addition to filing a notification of resumption of operations electronically on the date operations resume, notification of resumption must also be emailed to Denise.Williams@FCC.gov.

⁴ See 47 C.F.R. §§ 17.6 and 73.1740(a)(4).