

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
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September 26, 2006

James A. Koerner, Esquire
Koerner & Olender, P.C.
11913 Grey Hollow Court
North Bethesda, Maryland 20852-5706

Re: WHIY(AM), Huntsville, Alabama
Facility Identification Number: 28118
Hundley Batts, Sr., and Virginia Caples
Special Temporary Authorization

Dear Counsel:

This is in reference to the request filed August 28, 2006, on behalf of Hundley Batts, Sr., and Virginia Caples ("HB/VC"). HB/VC requests, *inter alia*, Special Temporary Authority ("STA") to permit continued operation of both Expanded Band AM Station WEUP and commonly owned, associated lower band AM Station WHIY, beyond the fifth anniversary of the licensing of Station WEUP.¹ In support of the request, HB/VC states that the public interest would be served by allowing continued operation of both stations.

In order to provide for continued service to the public, we will grant STA for continued operation of Station WHIY beyond the expiration of the five-year term.²

Accordingly, the request for STA IS HEREBY GRANTED. Station WHIY may continue to operate with its currently licensed facilities, notwithstanding Special Operating Condition #2 of License BL-20001129ACU. We extend the Section 73.3555 Note 10 authority for joint ownership to permit continued operation of Stations WHIY and WEUP.

This authority expires on **March 26, 2007**.

Sincerely,



Peter H. Doyle, Chief
Audio Division
Media Bureau

cc: Hundley Batts, Sr., and Virginia Caples

¹ License BL-20001129ACU was granted on October 12, 2001; the five-year anniversary is October 12, 2006. See Special Operating Condition #2 on the WEUP license.

² A similar STA is concurrently being granted to Station WEUP.