

FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, DC 20554

SEP 25 2019

*In reply refer to: 1800B3-DW*

Mr. Jerome S. Silber  
23 Wilmont Avenue  
White Plains, NY 10605

In re: **KLIV(AM), San Jose, CA**  
Facility ID No. 19531  
Silent since January 28, 2019

Request for Extension of Special Temporary  
Authority to Remain Silent

Dear Mr. Silber:

This letter concerns the request you filed on August 27, 2019, on behalf of Empire Broadcasting Corporation (EMC), for extension of Special Temporary Authority (STA) to permit AM Radio Station KLIV to remain silent.

Commission records reflect that EMC stated that Station KLIV(AM) went silent on January 28, 2019, for financial reasons. The previous STA was granted on April 3, 2019, and will expire on September 30, 2019. EMC requests extension of its STA for continuing financial reasons. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.

EMC's request is granted. Accordingly, Special Temporary Authority is granted to permit Station KLIV(AM) to remain silent until January 28, 2020. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station KLIV(AM) will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., January 29, 2020.**<sup>1</sup>

EMC is required to notify the Commission when broadcast operations resume. If EMC 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.<sup>2</sup>

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.<sup>3</sup>

Sincerely,



Victoria McCauley  
Attorney, Audio Division  
Media Bureau

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<sup>1</sup> See 47 U.S.C. § 312(g).

<sup>2</sup> *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.

<sup>3</sup> See 47 C.F.R. §§ 17.6 and 73.1740(a)(4).