

**FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554**

OCT 03 2019

In reply refer to: 1800B3-DW

David G. O'Neil, Esq.
Rini O'Neil, PC
1200 New Hampshire Avenue, NW, Suite 600
Washington, DC 20036

In re: **KOUW(FM), Island Park, ID**
Facility ID No. 83882
Silent since May 31, 2019

Request for Special Temporary
Authority to Remain Silent

Dear Mr. O'Neil:

This letter concerns the request you filed on September 17, 2019, on behalf of RP Broadcasting Idaho LS, LLC (RGI), for Special Temporary Authority (STA) to permit FM Radio Station KOUW to remain silent.

RGI's request states that Station KOUW(FM) went silent on May 31, 2019, for technical reasons. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.¹

RGI's request is granted. Accordingly, Special Temporary Authority is granted to permit Station KOUW(FM) 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 KOUW(FM) will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., June 1, 2020.**²

RGI is required to notify the Commission when broadcast operations resume. If RGI 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

Finally, Section 73.1740(a)(4) of the Commission's Rules permits licensees to temporarily discontinue operations for good cause, and for a period not to exceed 30 days without further authority.⁵ This rule requires that the licensee notify the Commission by letter not later than the 10th day of limited or discontinued operations, and requires a licensee to seek Commission authorization for any period of

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).

⁵ See 47 C.F.R. § 73.1740(a)(4).

limited or discontinued operations exceeding 30 days. RGBI failed to submit a timely request for an STA to permit Station KOUW(FM) to remain silent beyond July 1, 2019, and the action taken herein shall not be construed as authorizing the station to remain silent between July 1, 2019, and September 17, 2019.

Sincerely,

A handwritten signature in blue ink, appearing to read "Victoria McCauley".

Victoria McCauley
Attorney, Audio Division
Media Bureau