

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554

In reply refer to: 1800B3-KC

James A. Koerner, Esq.
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7020 Richard Drive
Bethesda, MD 20817

OCT 10 2019

In re: **WTHE(AM), Mineola, NY**
Facility ID No. 68957
Silent since February 5, 2019

Request for Extension of Special Temporary
Authority to Remain Silent

Dear Mr. Koerner:

This letter concerns the request you filed on September 5, 2019, on behalf of Universal Broadcasting of New York, Inc. (UBNY), for extension of Special Temporary Authority (STA) to permit AM Radio Station WTHE to remain silent.

Commission records reflect that UBNY stated that Station WTHE(AM) went silent on February 5, 2019, for technical reasons. The previous STA was granted on March 25, 2019, and expired on September 21, 2019. UBNY requests extension of its STA for continuing technical reasons. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.

UBNY's request is granted. Accordingly, Special Temporary Authority is granted to permit Station WTHE(AM) to remain silent until February 5, 2020. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station WTHE(AM) will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., February 6, 2020.**¹

UBNY is required to notify the Commission when broadcast operations resume. If UBNY 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.²

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.³

Sincerely,



Victoria McCauley
Attorney, Audio Division
Media Bureau

¹ See 47 U.S.C. § 312(g).

² *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.

³ See 47 C.F.R. §§ 17.6 and 73.1740(a)(4).