

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D. C. 20554

In Reply Refer To: 1800B3-MAT

Ms. Melodie A. Virtue, Esq.
Foster Garvey, PC
1000 Potomac Street, N.W., Suite 200
Washington, DC 20007-3501

DEC 16 2019

In re: **K294AM, West St. Paul, MN**
Facility ID No. 22631
Silent since December 3, 2019

Request for Special Temporary
Authority to Remain Silent

Dear Ms. Virtue:

This letter concerns the request you filed on November 26, 2019, on behalf of Fresh Air, Inc. (FAI), for Special Temporary Authority (STA) to permit FM Translator Station K294AM to remain silent.

FAI's request states that Station K294AM went silent on December 3, 2019, for technical reasons. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.¹

FAI's request is granted. Accordingly, Special Temporary Authority is granted to permit Station K294AM 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 K294AM will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m., December 4, 2020.**²

FAI is required to notify the Commission when broadcast operations resume. If FAI 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. Finally, we note that 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,



Victoria McCauley
Attorney, 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 CFR §§ 17.6 and 73.1740(a)(4).