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June 9, 2008

Mark B. Denbo, Esq.  
Fleischman and Walsh, L.L.P.  
1919 Pennsylvania Avenue NW, Suite 600  
Washington, D.C. 20006

Re: Mega Communications of St. Petersburg Licensee, LLC  
WMGG (AM), Largo, Florida  
Facility Identification Number: 51971  
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed June 3, 2008, on behalf of Mega Communications of St. Petersburg Licensee, LLC ("MCSP"). MCSP requests modification of the special temporary authority ("STA") originally granted on November 30, 2006.<sup>1</sup> In support of the request, MCSP states that it has restored the station's nighttime monitor points to licensed limits. However, the daytime 287.5° monitor point remains out of tolerance. MCSP states that it believes the out of tolerance condition is due to the presence of certain construction cranes in the near vicinity of the monitor point. MCSP states that the monitor point cannot be relocated away from the cranes because the affected radial enters the Gulf of Mexico just beyond the monitor point. MCSP states that the construction cranes are expected to be in place for several years. In view of these circumstances, MCSP requests STA for operation with the affected monitor point in excess of the licensed limit.

Ordinarily, requests for STA for operation with monitor points in excess of licensed limits are not granted; however, the unique circumstances presented here persuade us that the public interest would be served by grant of the instant request. In particular, the cause of the excessive monitor point field strength is readily identifiable and beyond the control of the licensee. The unique geographic location prevents relocation of the monitor point on the affected radial. The monitor point field strength on the symmetric radial at 212° remains below the licensed limit, and all other operating parameters are within licensed tolerances.

Accordingly, the request for STA IS HEREBY GRANTED. Station WMGG may operate during daytime hours with the 287.5° monitor point in excess of the licensed limit. All other monitor points must remain below licensed limits, and all antenna monitor indications must remain within licensed tolerances. The 287.5° monitor point may not exceed 70 mV/m; it will be necessary to reduce operating power if this should occur. It will be necessary to reduce power or cease operation if complaints of interference are received. MCSP must notify the Commission when licensed operation is restored.<sup>2</sup> MCSP must use whatever means are necessary to protect

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<sup>1</sup> WMGG is licensed for operation on 820 kHz with 50 kilowatts daytime and 1 kilowatt nighttime, employing different directional antenna patterns daytime and nighttime (DA-2-U).

<sup>2</sup> See 47 CFR §§ 73.45(c), 73.51, 73.54, 73.61(b).

workers and the public from exposure to radio frequency radiation in excess of the Commission's exposure guidelines. See 47 CFR § 1.1310.

This authority expires on **December 9, 2008**.

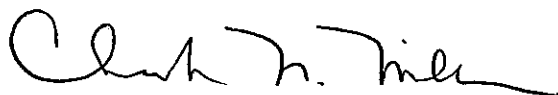
**STA Advisory:** Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or
- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Sincerely,



Charles N. Miller, Engineer  
Audio Division  
Media Bureau

cc: Mega Communications of St. Petersburg Licensee, LLC