

**FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, DC 20554**

April 2, 2020

*In reply refer to: 1800B3-KC*

Kurt Rempe, Esq.  
Fredrikson & Byron, PA  
200 South Sixth Street  
Suite 4000  
Minneapolis, MN 55402

In re: **K232CZ, Winona, MN**  
Facility ID No. 77735  
Silent since September 4, 2019  
  
Request for Special Temporary  
Authority to Remain Silent

Dear Mr. Rempe:

This letter concerns the request you filed on March 6, 2020, on behalf of Saint Mary's University of Minnesota (SMUM), for Special Temporary Authority (STA) to permit FM Translator Station K232CZ to remain silent.

SMUM's request states that Station K232CZ went silent on September 4, 2019, for technical reasons. The request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.

SMUM's request is granted. Accordingly, Special Temporary Authority is granted to permit Station K232CZ to remain silent until September 4, 2020. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station K232CZ will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., September 5, 2020.**<sup>1</sup>

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

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.<sup>4</sup> This rule requires that the licensee notify the Commission by letter not later than the 10<sup>th</sup> day of limited or discontinued operations, and requires a licensee to seek Commission authorization for any period of

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<sup>1</sup> See 47 U.S.C. § 312(g).

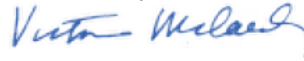
<sup>2</sup> *Id.* In addition to filing a notification of resumption of operations electronically on the date operations resume, notification of resumption must also be emailed to Denise.Williams@FCC.gov.

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

<sup>4</sup> See 47 CFR § 73.1740(a)(4).

limited or discontinued operations exceeding 30 days. SMUM failed to submit a timely request for an STA to permit Station K232CZ to remain silent beyond October 4, 2019, and the action taken herein shall not be construed as authorizing the station to remain silent between October 4, 2019, and March 6, 2020.

Sincerely,



Victoria McCauley  
Attorney, Audio Division  
Media Bureau

Sent via email only: krempe@fredlaw.com