## FEDERAL COMMUNICATIONS COMMISSION 445 TWELFTH STREET SW WASHINGTON DC 20554

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July 2, 2020

P&Y Broadcasting Corporation 3700 Wilshire Blvd. Suite 600 Los Angeles, CA 90010

> Re: P&Y Broadcasting Corporation KMPC(AM), Los Angeles, CA Facility Identification Number: 61647 Special Temporary Authority

Dear Applicant:

This is in reference to the request filed June 29, 2020, on behalf of P&Y Broadcasting Corporation ("PBC"). PBC requests special temporary authority ("STA") to operate KMPC(AM) with emergency antenna facilities.<sup>1</sup>

In support of the request, PBC states that the KMPC(AM) transmitter site property was subject to a brush fire. The resulting fire burned control cables and RF cables between the transmitter building and the phasor building where phasor and pattern control is located. The control cable must be replaced before pattern control can be returned for normal day/night operation. Therefore, until the repairs can be made, the station requests STA to operate non-directionally from one of the towers in the array with a reduced power of 9.25 kilowatts during daytime and nighttime hours.

Section 73.1680 of the Commission's rules provide for operation with emergency antenna facilities, provided that an informal request for continued use of an emergency antenna is filed with the Commission within 24 hours. In particular, Section 73.1680(b)(1) states that AM stations may use a horizontal or vertical wire or a nondirectional vertical element of a directional antenna as an emergency antenna. AM stations using an emergency nondirectional antenna or a horizontal or vertical wire pursuant to this section, in lieu or authorized directional facilities, shall operate with power reduced to 25% or less of the nominal licensed power, or, a higher power, not exceed that

<sup>&</sup>lt;sup>1</sup> KMPC(AM) is licensed for operation on 1540 kHz with a daytime power of 50 kilowatts and a nighttime power of 37 kilowatts, employing different directional antenna patterns (DA2-U).

authorized in any given azimuth for the corresponding hours of directional operation.

Accordingly, the request for STA IS HEREBY GRANTED. Station KMPC(AM) may operate nondirectionally during daytime and nighttime hours with a reduced power of 9.25 kilowatts until repairs are made. It will be necessary to further reduce or cease operation if complaints of interference are received. PBC must use whatever means are necessary to protect 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 October 2, 2020.

**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,

Jecome J. Manarchuel

Jerome J. Manarchuck Electronics Engineer Audio Division Media Bureau

cc: Mike Tosch (via email only)