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

MEDIA BUREAU AUDIO DIVISION

APPLICATION STATUS: (202) 418-2730 HOME PAGE: www.fcc.gov/mb/audio/

ENGINEER: CHARLES N. (NORM) MILLER

TELEPHONE: (202) 418-2767 FACSIMILE: (202) 418-1410 E-MAIL: charles.miller@fcc.gov

July 22, 2008

Barry A. Friedman, Esq. Thompson Hine LLP 1920 N Street NW, Suite 800 Washington, DC 20036-1600

Re:

WLVV (AM), Mobile, Alabama Facility Identification Number: 854

WLVV, Inc.

Special Temporary Authority

## Dear Counsel:

This is in reference to the request filed February 1, 2008, on behalf of WLVV, Inc. ("WI"). WI requests further extension of the special temporary authority ("STA") granted on March 17, 2006, to operate Station WLVV with emergency antenna facilities pursuant to Section 73.1680. In support of the request, WI states that the station's facilities were damaged by Hurricane Katrina, that reconstruction of the damaged facilities continues but that additional time is required.

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.

Our review indicates that Application BZ-20080609ACZ is on file with the Commission; thus, the licensee has made substantial progress toward restoration of licensed operation, and extension of STA is warranted to allow time for processing the application. Because Station WLVV has been restored to nighttime directional operation, the STA will be modified appropriately.

<sup>&</sup>lt;sup>1</sup> WLVV is licensed for operation on 1410 kHz with 5 kilowatts daytime and 5 kilowatts nighttime, employing a directional antenna during nighttime hours only (DA-N-U).

Accordingly, the request for extension of STA IS HEREBY GRANTED, with modification as discussed above. Station WLVV may operate during nighttime hours with parameters at variance and/or reduced power while maintaining monitor points within licensed limits. It will be necessary to further reduce power or cease operation if complaints of interference are received. WI 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 January 22, 2009.

Sincerely,

Charles N. Miller, Engineer

Audio Division Media Bureau

cc: WLVV, Inc.