



Federal Communications Commission
Washington, D.C. 20554

September 9, 2021

Hispanic Family Christian Network, Inc.
8330 LBJ Freeway
Suite B310
Dallas, TX 75243

Re: Hispanic Family Christian Network, Inc.
KXOI(AM), Crane, TX
Fac. ID No.: 2823
Special Temporary Authority

Dear Applicant:

This is in reference to the request filed August 19, 2021, on behalf of Hispanic Family Christian Network, Inc. ("HFC"). HFC requests special temporary authority ("STA") to operate station KXOI(AM) with temporary non-directional facilities.¹

In support of the request, HFC states that KXOI(AM) needs to replace a phasor and a tower that is in disrepair. Thus, the station requests STA to operate non-directionally from one of the towers in the KXOI(AM) directional antenna array until the necessary repairs are made. Operation is proposed with a daytime and nighttime power of 0.125 kilowatt. In addition, the station has been silent since October 1, 2020 and therefore it must resume broadcast operations by 12:01 a.m., October 2, 2021 or its license will expire as a matter of law.

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 of authorized directional facilities, shall operate with power reduced to 25% or less of the nominal licensed power, or, a higher power, not exceeding licensed power, while ensuring that the radiated field strength does not exceed that authorized in any given azimuth for the corresponding hours of directional operation.

Accordingly, the request for STA IS HEREBY GRANTED. Station KXOI(AM) may operate non-directionally from one of the towers in its array with a daytime and nighttime power of 0.125 kilowatt. It will be necessary to further reduce or cease operation if complaints of interference are received. KXOI(AM) 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 **March 8, 2022**.

¹ KXOI(AM) is licensed for operation on 810 kHz with a daytime power of 1 kilowatt and a nighttime power of 0.5 kilowatt, employing a directional antenna pattern (DA1-U).

Notwithstanding the grant of this STA or the expiration date specified herein, the station's license will expire as a matter of law if broadcast operations do not commence by 12:01 a.m., October 2, 2021. *See* Pub. Law No. 104-104, 110 Stat. 56, Section 403(1)(1996) and *Order, Silent Station Authorizations*, FCC 96-218 (released May 17, 1996). *See also Public Notice, Expedited Processing of Applications Filed by Silent Stations*, DA 96-818 (May 22,1996). The licensee must notify the Audio Division immediately upon resumption of broadcasting.

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,



Jerome J. Manarchuck
Audio Division
Media Bureau

cc: Dan J. Alpert, Esq. (via email only)