

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D. C. 20554
September 10, 2008

IN REPLY REFER TO:
1800B3-DW

Jeffrey P. Burnmeister, Director
Eastern New Mexico University
52 Broadcast Center
Portales, NM 88130-9989

In re: K215DT, Smithtown, NY
Facility ID No. 18345
Silent Since May 1, 2008
Request For Special Temporary
Authority To Remain Silent

Dear Ms. Burnmeister:

This letter concerns the request, filed on April 30, 2008, on behalf of Eastern New Mexico University ("Eastern"), for Special Temporary Authority to permit FM Translator Station K215DT to remain silent.

Eastern's request states that K215DT went silent on May 1, 2008, due to serious interference to adjacent translator K296EN. Eastern further states that interference to K296EN has resulted from construction of new radio station KRRE(FM). Eastern also, states the continue efforts are being made to solve the problem. Eastern's request includes the appropriate certification regarding Section 5301 of the Anti-Drug Abuse Act of 1988.¹

Eastern's request will be granted. Accordingly, Special Temporary Authority is granted to permit FM Translator Station K215DT to remain silent for a period not to exceed 180 days from the date of this letter. **Notwithstanding the grant of this special temporary authority, the broadcast license for K215DT will automatically expire as a matter of law if broadcast operations do not commence by 12:01 a.m. May 2, 2009.**² See Section 312(g) of the Communications Act, 47 U.S.C. Section 312(g).

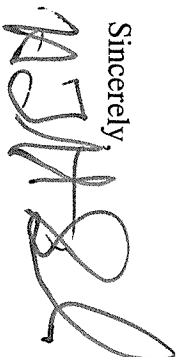
¹ In the event extension of special temporary authority is sought, please renew the certification in this matter.

²Notification of resumption of broadcast operations must be mailed to:

Federal Communications Commission
Attn: 1800B3-DW, Room 2-B450
445 12th Street, S.W.
Washington, D.C. 20554

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. Finally, we note that 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. See 47 C.F.R. Sections 17.6 and 73.1740(a)(4).

Sincerely,

A handwritten signature in black ink, appearing to read "H. Taft Snowdon". The signature is stylized and written in a cursive-like font.

H. Taft Snowdon
Supervisory Attorney
Audio Division
Media Bureau

cc: Todd D. Gray, Esq.