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October 20, 2008

Dorann Bunkin, Esq.
Wiley Rein LLP
1776 K Street NW
Washington, DC 20006

Re: Polnet Communications, Ltd
WKTA (AM), Evanston, Illinois
Facility Identification Number: 52909
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed October 17, 2008, on behalf of Polnet Communications, Ltd ("Polnet"). Polnet requests special temporary authority ("STA") to operate Station WKTA pursuant to Section 73.1615.[1] In support of the request, Polnet states that it is in the process of completing construction of modified WKTA facilities as authorized by Construction Permit BMP-20080624ACA.

Section 73.1615, which governs operation during modification of facilities, provides that AM licensees holding construction permits which involve directional facilities may discontinue operation, may operate with reduced power or with parameters at variance from licensed tolerances while maintaining monitor points within licensed limits, may operate in nondirectional mode during presently licensed hours of directional operation with power reduced to 25% of licensed directional power, may operate during daytime hours only in nondirectional mode with power reduced to 25% of construction permit directional power only as necessary to conduce nondirectional proof measurements, may operate during daytime hours with the substantially adjusted daytime or nighttime directional facilities authorized by the permit and with the power authorized by the permit only as necessary to take proof of performance measurements. Operating power shall be reduced to currently licensed levels when proof measurements are not being taken.

Our review indicates that the request complies with Section 73.1615.

Accordingly, the request for STA IS HEREBY GRANTED. Station WKTA may operate pursuant to Section 73.1615 and the terms and conditions of Construction Permit BMP-

[1] WKTA is licensed for operation on 1330 kHz with 5 kilowatts daytime and 0.017 kilowatt nighttime, employing a directional antenna during daytime hours only (DA-D-U). Construction Permit BMP-20080624ACA authorizes an increase in nighttime power to 0.11 kilowatt, employing different directional patterns daytime and nighttime (DA-2-U).

20080624ACA. In particular, the following modes of operation are authorized:

1) During daytime hours, with a nondirectional antenna and reduced power not to exceed 1.25 kilowatts, for nondirectional proof of performance measurements and as necessary to facilitate the construction work.

2) During daytime hours, with parameters at variance and/or reduced power while maintaining monitor points within licensed limits.

3) During daytime hours, with the substantially adjusted daytime and/or nighttime directional patterns and powers authorized by the permit, for final adjustment and proof of performance measurements.

4) During nighttime hours, with the substantially adjusted nighttime directional antenna pattern authorized by the permit, with reduced power not to exceed 0.017 kilowatt.

It will be necessary to further reduce power or cease operation if complaints of interference are received. Polnet must notify the Commission when licensed operation is restored.[2] Polnet 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 **April 20, 2009**.

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:

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[2] *See* 47 CFR §§ 73.45(c), 73.51, 73.54, 73.61(b).

- 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,

Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Polnet Communications, Ltd