FEDERAL COMMUNICATIONS COMMISSION
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September 11, 2009

Greg P. Skall, Esq.
Womble Carlyle Sandridge & Rice
1401 I Street NW, Seventh Floor
Washington, DC 20005

Re: WAMS(AM), Dover, DE
Facility Identification Number: 21632
WXXY Broadcasting, Inc.
Special Temporary Authorization

Dear Counsel:

This is in reference to the request filed September 10, 2009, on behalf of WXXY Broadcasting, Inc. ("WBI"). WBI requests further extension of the special temporary authorization (STA) originally granted on September 18, 1998, for operation of Station WAMS (formerly WXXY) with power reduced to 25 per cent of licensed power, employing a nondirectional antenna.[1] In support of the request, WBI states that its application for construction permit to relocate the station remains pending.

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 BP-20040504AAS remains pending; thus, WBI has been prevented from restoring licensed operation due to causes beyond its control and that it has taken appropriate steps to expeditiously resolve the problem; thus, extension of STA is warranted.

Accordingly, extension of STA IS HEREBY GRANTED. Station WAMS may continue to operate at its licensed site with reduced power not to exceed 1.25 kilowatts daytime and 0.25

[1] WAMS is licensed for operation on 1600 kHz with 5 kilowatts daytime and 1 kilowatt nighttime, employing different directional antenna patterns day and night (DA-2-U). Application BP-20040504AAS proposes a reduction in daytime power to 4 kilowatts and nighttime power to 0.11 kilowatt, and changes to the daytime and nighttime directional antenna patterns.

kilowatt nighttime, nondirectional. It will be necessary to further reduce power or cease operation if complaints of interference are received. WBI 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 11, 2010.**

Sincerely,

Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: WXXY Broadcasting, Inc.