# FEDERAL COMMUNICATIONS COMMISSION
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January 11, 2007

E. Lanny Nass, Spectrum Manager
CBS Broadcasting Corporation
2000 K Street NW, Suite 725
Washington, DC 20006-1809

Re: KTSA(AM), San Antonio, Texas
Facility Identification Number: 71087
Texas CBS Radio Broadcasting L.P.
Special Temporary Authority

Dear Mr. Nass:

This is in reference to the request filed December 22, 2006, on behalf of Texas CBS Radio Broadcasting L.P. ("CBS"). CBS requests special temporary authority ("STA") to operate Station KTSA with parameters at variance from licensed values and/or reduced power while maintaining monitor points within licensed limits.[1]

In support of the request, CBS states that the station's antenna monitor indicated that the nighttime directional pattern is out of tolerance; however, it measured the monitor points and found that they do not exceed licensed limits. CBS states that work is underway to determine the nature of the problem.

Accordingly, the request for STA IS HEREBY GRANTED. Station KTSA may operate with nighttime directional antenna parameters at variance from licensed values 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. CBS must notify the Commission when licensed operation is restored.[2] CBS 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 11, 2007**.

**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

[1] KTSA is licensed for operation on 550 kHz with 5 kilowatts, unlimited hours, employing a directional antenna during nighttime hours only (DA-N-U).

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

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,

Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Texas CBS Radio Broadcasting L.P.