FEDERAL COMMUNICATIONS COMMISSION
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November 18, 2009

Wolfgang Kurtz
Seward Media Partners, LLC
Box 2414
Seward, Alaska 99664

Re: Seward Media Partners, LLC
KSEW (AM), Seward, Alaska
Facility Identification Number: 72209
Special Temporary Authority

Dear Mr. Kurtz:

This is in reference to the request filed November 13, 2009, on behalf of Seward Media Partners, LLC ("SMP"). SMP requests special temporary authority ("STA")[1] to operate Station KSEW (formerly KSWD) from a site other than the licensed site.[2] In support of the request, SMP provides a report of its progress toward restoring licensed operation. SMP states that it has installed electricity at the proposed site, constructed a transmitter building and built an access road. SMP proposes operation with previously authorized STA facilities consisting of a 60-foot antenna located at geographic coordinates 60° 08' 49" N, 149° 24' 56" W, with reduced power of 0.3 kilowatt.

STA requests which involve a change in transmitter site must include four critical elements: (1) Loss of the licensed site must be beyond the licensee's control; (2) STA facilities must continue to provide service[3] to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area[4] without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA.

Our review indicates that the proposed STA operation complies with the foregoing criteria.

Accordingly, the request for STA IS HEREBY GRANTED. Station KSEW may operate with temporary antenna facilities as described above. It will be necessary to further reduce power or cease operation if complaints of interference are received. SMP 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.

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[1] The instant request was filed as a request for extension of STA; however, the previous STA expired on April 2, 2008, and so cannot be extended. The request is considered as a request for a new STA.

[2] KSEW is licensed for operation on 950 kHz with 1 kilowatt, unlimited hours, employing a nondirectional antenna (ND-1-U).

[3] For AM - 5 mV/m; for commercial FM - 3.16 mV/m; for noncommercial educational FM - 1.0 mV/m.

[4] For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

This authority expires on **May 18, 2010**.

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,

Charles N. Miller, Engineer
Audio Division
Media Bureau