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December 23, 2009

John S. Neely, Esq.
Miller & Miller, PC
1990 M Street NW, Suite 760
Washington, DC 20036

Re: WGNZ(AM), Fairborn, Ohio
Facility Identification Number: 36075
L&D Broadcasters, Inc.
Special Temporary Authorization

Dear Counsel:

This is in reference to the request filed December 21, 2009, on behalf of L&D Broadcasters, Inc. ("L&D"). L&D requests extension of the special temporary authority (STA) granted on June 22, 2009, for operation of Station WGNZ pursuant to Section 73.1615.[1] In support of the request, L&D provides a report of its progress toward final adjustments and proof of performance measurements. L&D states that completion of the work has been delayed by multiple transmitter problems and unusually wet weather conditions.

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 the licensee has made progress toward restoration of licensed operation, but additional time is required for completing the work. Thus, extension of STA is warranted.

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[1] WGNZ is licensed for operation on 1110 kHz with 2.5 kW (1.7 kW critical hours), daytime hours only, employing a directional antenna (DA-2-D). Construction Permit BP-20060620ABF authorizes relocation of the transmitter and an increase in the daytime operating power to 5 kW.

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station WGNZ may continue to operate pursuant to Section 73.1615 and the terms and conditions of Construction Permit BP-20060620ABF. In particular, the following modes of operation are authorized:

1. During non-critical daytime hours, with a nondirectional antenna and power not to exceed 1.25 kilowatts, only as necessary for nondirectional proof of performance measurements.

2. During non-critical daytime hours, with the substantially adjusted daytime and critical hours directional antenna systems and powers authorized by the permit, only as necessary for final adjustment and proof of performance measurements.

3. During non-critical daytime hours, with the substantially adjusted daytime directional antenna and nominal power not to exceed 2.5 kilowatts, during any significant period when proof of performance measurements are not being conducted.

4. During critical hours, with the substantially adjusted critical hours directional antenna system authorized by the permit and nominal power not to exceed 1.7 kilowatts.

5. During critical hours, with a nondirectional antenna and power not to exceed 0.425 kilowatt, only as necessary to facilitate the construction work.

It will be necessary to further reduce power or cease operation if complaints of interference are received. L&D 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 **June 23, 2010**.

Sincerely,

Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: L&D Broadcasters, Inc.