FEDERAL COMMUNICATIONS COMMISSION
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August 14, 2009

Mark A. Balkin, Esq.
Hardy, Carey, Chautin & Balkin, LLP
1080 West Causeway Approach
Mandeville, Louisiana 70417

Re: KUVO (FM), Denver, Colorado
Facility Identification Number: 16687
Denver Educational Broadcasting
Special Temporary Authorization

Dear Counsel:

This is in reference to the request filed July 22, 2009, on behalf of Denver Educational Broadcasting ("DEB"). DEB requests further extension of the special temporary authority ("STA") granted on September 9, 2004, to operate Station KUVO with reduced power.[1]

In support of the request, DEB states that it holds Construction Permit BPED-20030728AJV for modified KUVO facilities to correct the problem; however construction of the new tower has been delayed by litigation related to local zoning issues.

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 been prevented from restoring licensed operation due

[1] KUVO is licensed for operation on Channel 207C1 (89.3 MHz) with effective radiated power of 22.5 kilowatts (H&V) and antenna height above average terrain of 278 meters. Construction Permit BPED-20030728AJV authorizes relocation of the transmitter, an increase in antenna height to 342 meters and use of a directional antenna. The permit was granted on September 2, 2003; tolling of the time to construct was granted on March 27, 2006, and April 30, 2008, due to ongoing litigation over the proposed site.

to causes beyond its control and has taken all possible steps to expeditiously resolve the problem. Thus, extension of STA is warranted.

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station KUVO may continue to operate with reduced power. DEB 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 **February 14, 2010**.

Sincerely,

Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Denver Educational Broadcasting