

FEDERAL COMMUNICATIONS COMMISSION
445 TWELFTH STREET SW
WASHINGTON DC 20554

MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/mb/audio/

ENGINEER: CHARLES N. (NORM) MILLER
TELEPHONE: (202) 418-2767
FACSIMILE: (202) 418-1410
E-MAIL: charles.miller@fcc.gov

May 7, 2010

James L. Winston, Esq.
Rubin, Winston, Diercks, Harris & Cooke, LLP
1201 Connecticut Avenue NW, Suite 200
Washington, DC 20036

Re: Access.1 Louisiana Holding Company LLC
KTAL-FM, Texarkana, Texas
Facility Identification Number: 33728
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed May 6, 2010, on behalf of Access.1 Louisiana Holding Company LLC ("ALH"). ALH requests special temporary authority ("STA") to operate Station KTAL-FM with emergency antenna facilities pursuant to Section 73.1680.¹ In support of the request, ALH states that the licensed antenna and transmission line have been damaged. ALH requests STA for use of the co-located, but currently unused, former Channel 6 analog antenna system of Station KTAL-TV as an emergency antenna pending replacement of the licensed antenna system.

Section 73.1680 of the Commission's rules provides for operation with emergency antenna facilities following damage to authorized antenna systems, provided that an informal request for continued use of an emergency antenna is filed with the Commission within 24 hours. In particular, Section 73.1680(b)(2) provides that FM and TV stations may erect any suitable radiator, or use operable sections of the authorized antenna(s) as an emergency antenna.

Accordingly, the request for STA IS HEREBY GRANTED. Station KTAL-FM may operate with the following facilities:

Geographic coordinates:	32° 54' 11" N, 94° 00' 20" W (NAD 1927) ²
Channel	251 (98.1 MHz)
Effective radiated power:	25 kilowatts (H only)
Antenna height:	
above ground:	462 meters

¹ KTAL-FM is licensed for operation on Channel 251C (98.1 MHz) with effective radiated power (ERP) of 100 kilowatts (H), 61 kW (V) and antenna height above average terrain ("HAAT") of 415 meters. Construction Permit BPH-20080310ADA authorizes an increase in the vertically polarized ERP to 100 kW and an increase in HAAT to 484 meters.

² ALH notes that there is a 2-second discrepancy between the licensed KTAL-FM coordinates and the actual tower coordinates, and states that this discrepancy will be corrected on a license application following replacement of the damaged antenna system.

above mean sea level: 552 meters
Above average terrain: 483 meters

ALH must notify the Commission when licensed operation is restored. ALH 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 **November 7, 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

cc: Access.1 Louisiana Holding Company LLC