FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
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(Reissued January 14, 2011, to correct effective radiated power)

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1300 North 17th Street, 11th Floor
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Re: Living Proof, Inc.
KJCQ(FM), Westwood, California
Facility Identification Number: 124890
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed October 7, 2010, on behalf of Living Proof, Inc. ("LPI"). LPI requests special temporary authority ("STA") to operate Station KJCQ with temporary facilities.[1] In support of the request, LPI states that the station's licensed directional antenna was destroyed by an ice storm and that the station has been silent since January 1, 2010. LPI states that it acquired the station on July 22, 2010, that it plans to reconstruct it at a different site, but that lease arrangements for the new site are not yet complete. LPI requests STA for operation from the licensed site with a temporary nondirectional antenna and reduced power.

Our review indicates that the proposed STA operation would not result in extension of the 60 dBu contour beyond the licensed contour; thus, interference to any other station is not likely to occur.

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

Geographic coordinates:	40° 14′ 00″ N, 121° 01′ 11″ W (NAD 1927)
Channel	203 (88.5 MHz)
Effective radiated power:	Not to exceed 0.025 kilowatt (H&V)
Antenna height:	
above ground:	47 meters
above mean sea level:	2249 meters
above average terrain:	717 meters

LPI must notify the Commission when licensed operation is restored. LPI must use whatever means are necessary to protect workers and the public from exposure to radio frequency radiation

[1] KJCQ is licensed for operation on Channel 203C2 (88.5 MHz) with effective radiated power of 0.8 kilowatt (Max-DA, V only) and antenna height above average terrain of 717 meters.

in excess of the Commission's exposure guidelines. *See* 47 CFR § 1.1310.

This authority expires on **April 8, 2011**.

Notwithstanding the grant of this STA or the expiration date specified herein, the station's license will expire as a matter of law upon twelve consecutive months of silence. *See* Pub. Law No. 104-104, 110 Stat. 56, Section 403(1) (1996) and *Order, Silent Station Authorizations*, FCC 96-218 (released May 17, 1996). *See also Public Notice*, Expedited Processing of Applications Filed by Silent Stations, DA 96-818 (May 22, 1996). The licensee must notify the Audio Division immediately upon resumption of broadcasting.

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: Living Proof, Inc.