Federal Communications Commission
Washington, D.C. 20554
May 11, 2011

In Reply Refer to:
1800B3-MFW

CERTIFIED MAIL – RETURN RECEIPT REQUESTED
Lee W. Shubert, Esq.
Sciarrino & Shubert PLLC
5425 Tree Line Drive
Centreville, VA 20120-1676

In re: WPNT(AM), South Bend, IN
Facility ID No. 41673
Silent Since April 20, 2010
Notification of License Expiration

Dear Mr. Shubert:

Section 312(g) of the Communications Act of 1934, as amended (the "Act"),[1] provides that "if a broadcasting station fails to transmit broadcast signals for any consecutive 12-month period, then the station license granted for the operation of that broadcast station expires at the end of that period, notwithstanding any provision, term, or condition of the license to the contrary."

Our records indicate that Station WPNT(AM), South Bend, Indiana, above, went silent on April 20, 2010.[2] Although we recently received notification that the station resumed operation pursuant to special temporary authorization,[3] the station's license expired as a matter of law at 12:01 a.m. on April 21, 2011, pursuant to Section 312(g) of the Act. Unless we receive documented evidence within 30 days of the date of this letter that our records incorrectly reflect the operational status of the station and that, in fact, the station returned to the air at some time between April 20, 2010, and 12:01 a.m. on April 21, 2011, we will modify the Commission's public and internal databases to indicate that the broadcast license for the referenced station IS EXPIRED, that the station's license IS CANCELED as a matter of law, and that the station's call sign IS DELETED.

Finally, we note that it is imperative to the safety of air navigation that any prescribed painting and illumination of the station's tower be maintained until the tower is dismantled. Accordingly, the owner of the tower where the referenced station's transmitting antenna is located is required, pursuant to

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[1] 47 U.S.C. § 312(g).

[2] *See* File No. BLSTA-20100428AAD, Section I, Item 7 (the "Silent STA Request"). The staff granted the Silent STA Request on July 13, 2010. *Letter to Arthur A. Angotti*, III, Reference 1800B3-KLJ (MB Jul. 13, 2010).

[3] *See* File No. BLSTA-20110308ABF, granted on March 10, 2011. *See Letter to Lee W. Shubert, Esq.*, Reference 1800B3 (MB Mar. 10, 2011).

Section 303(q) of the Act,[4] to maintain the tower in the manner prescribed by our rules and the terms of the cancelled license.[5]

Please direct any questions concerning the content of this letter to Michael Wagner, Assistant Chief, Audio Division, Media Bureau, [phone (202-418-2775), fax (202-418-1411), or e-mail (michael.wagner@fcc.gov)].

Sincerely,

Peter H. Doyle, Chief
Audio Division
Media Bureau

cc: Artistic Media Partners, Inc.

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[4] 47 C.F.R. § 303(q).

[5] *See* 47 C.F.R. Sections 17.1 *et seq*. and 73.1213. *See also*, *Streamlining the Commission's Antenna Structure Clearance Procedure*, WT Docket No. 95-5, 11 FCC Rcd 4272 (1995).