

FEDERAL COMMUNICATIONS COMMISSION  
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April 12, 2012

John M. Pelkey, Esq.  
Garvey Schubert Barer  
1000 Potomac Street 5<sup>th</sup> Floor  
Washington, DC 20007

Re: Just Because, Inc.  
WGFP (AM), Webster, MA  
Facility Identification Number: 50232  
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed April 5, 2012, on behalf of Just Because, Inc. ("JBI"). JBI requests special temporary authority ("STA") to operate Station WGFP with temporary facilities.<sup>1</sup> In support of the request, JBI states that the existing tower must be temporarily dismantled in order to accommodate the experimental operation of station WX1CFA.<sup>2</sup> WX1CFA is authorized to test a crossed-field antenna at the licensed WGFP transmitter site. In order to maintain operation during the experimental operation of WX1CFA, JBI requests STA to operate with a temporary, long-wire antenna at the licensed site.

Our review indicates that the proposed STA operation complies with applicable technical rules. Accordingly, the request for STA IS HEREBY GRANTED. Station WGFP may operate from its licensed site with the following facilities:

Frequency	940 KHz
Hours of operation	Daytime
Operating power	Not to exceed 1 kilowatt
Antenna type	Long wire
Overall height	45 - 61 meters

It will be necessary to further reduce power or cease operation if complaints of interference are received. JBI must notify the Commission when licensed operation is restored.<sup>3</sup> JBI must use

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<sup>1</sup> WGFP is licensed for operation on 940 kHz with 1 kilowatt daytime and 4 watts nighttime, employing a nondirectional antenna (ND-2-U).

<sup>2</sup> WX1CFA (Facility ID NO. 190131) was granted a construction permit for a crossed-field antenna in BPEX-20120103AED.

<sup>3</sup> See 47 CFR §§ 73.45(c), 73.51, 73.61(b).

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 **October 12, 2012**.

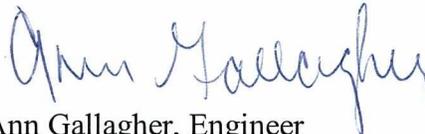
**STA Advisory:** Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice 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,



Ann Gallagher, Engineer  
Audio Division  
Media Bureau