# FEDERAL COMMUNICATIONS COMMISSION
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October 10, 2007

Marissa G. Repp, Esq.
Hogan & Hartson LLP
555 Thirteenth Street NW
Washington, DC 20004-1109

Re: Clear Channel Broadcasting Licenses, Inc.
KAKC (AM), Tulsa, Oklahoma
Facility Identification Number: 11939
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed August 30, 2007, on behalf of Clear Channel Broadcasting Licenses, Inc. ("CCBL"). CCBL requests special temporary authority ("STA") to operate Station KAKC with emergency antenna facilities pursuant to Section 73.1680.[1] In support of the request, CCBL states that the station's directional antenna control circuitry has been damaged by lighting. CCBL requests STA for operation during daytime hours with the licensed nighttime antenna pattern.

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. Our review indicates that the request complies with Section 73.1680.

Accordingly, the request for STA IS HEREBY GRANTED. Station KAKC may continue to operate with emergency antenna facilities as described above. It will be necessary to further reduce power or cease operation if complaints of interference are received. CCBL must notify the Commission when licensed operation is restored.[2] CCBL 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 **January 10, 2008.**

**STA Advisory:** Section 309(f) of the Communications Act of 1934, as amended, authorizes the

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[1] KAKC is licensed for operation on 1300 kHz with 5 kilowatts daytime and 1 kilowatt nighttime, employing different directional antenna patterns daytime and nighttime (DA-2-U).

[2] *See* 47 CFR §§ 73.45(c), 73.51, 73.54, 73.61(b).

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: Clear Channel Broadcasting Licenses, Inc.