# FEDERAL COMMUNICATIONS COMMISSION
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KMRB(AM), San Gabriel, California
Facility Identification Number: 52913
Polyethnic Broadcasting Licensee, LLC
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed September 18, 2006, on behalf of Polyethnic Broadcasting Licensee, LLC ("PBL"). PBL requests special temporary authority ("STA") for operation of Station KMRB[1] pursuant to Section 73.1615. In support of the STA request, PBL states that it is completing construction of modified facilities for Station KMRB as authorized by Construction Permit BP-20040722ADU.

Section 73.1615, which governs operation during modification of facilities, provides that AM licensees holding construction permits which involve directional facilities may discontinue operation, may operate with reduced power or with parameters at variance from licensed tolerances while maintaining monitor points within licensed limits, may operate in nondirectional mode during presently licensed hours of directional operation with power reduced to 25% of licensed directional power, may operate during daytime hours only in nondirectional mode with power reduced to 25% of construction permit directional power only as necessary to conduce nondirectional proof measurements, may operate during daytime hours with the substantially adjusted daytime or nighttime directional facilities authorized by the permit and with the power authorized by the permit only as necessary to take proof of performance measurements. Operating power shall be reduced to currently licensed levels when proof measurements are not being taken.

Accordingly, the request for STA IS HEREBY GRANTED. Station KMRB may operate pursuant to Section 73.1615 and the terms and conditions of Construction Permit BP-20040722ADU. In particular, the following modes of operation are authorized:

1) During daytime hours, with a nondirectional antenna and power not to exceed 12.5 kilowatts, only for the purpose of conducting nondirectional proof of performance measurements. Operating power shall be reduced to 1.25 kilowatts or less when proof measurements are not being taken.

2) During daytime hours, with the substantially adjusted daytime or nighttime directional pattern and power authorized by the permit, only for the purpose of directional proof of performance

[1] KMRB is licensed for operation on 1430 kHz with 5 kilowatts daytime and 5 kilowatts nighttime, employing different directional antenna patterns during daytime and nighttime hours (DA-2-U). Construction Permit BP-20040722ADU authorizes an increase in power to 50 kilowatts daytime and 9.8 kilowatts nighttime, and modification of the daytime and nighttime directional patterns.

measurements. Nominal power shall be reduced to 5 kilowatts or less when proof measurements are not being taken.

3) During nighttime hours, with a nondirectional antenna and reduced power not to exceed 1.25 kilowatts, only as necessary to facilitate the construction work.

4) During nighttime hours, with the substantially adjusted directional antenna pattern authorized by the permit, with reduced power not to exceed 5 kilowatts.

This authority expires on **April 3, 2007.**

**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: Polyethnic Broadcasting Licensee, LLC