FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
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August 27, 2008

Fred Hannel
F. W. Hannel & Associates
10733 East Butherus Drive
Scottsdale, AZ 85255

Re: Roy E. Henderson
KNUZ (AM), Bellville, Texas
Facility Identification Number: 48653
Special Temporary Authority

Dear Mr. Hannel:

This is in reference to the request filed August 25, 2008, on behalf of Roy E. Henderson ("REH"). REH requests special temporary authority ("STA") to operate Station KNUZ with temporary facilities.[1] In support of the request, REH states that the station has lost the use of its licensed site and that the tower has been dismantled by the property owner. REH requests STA to restore service and preserve the station's license. REH states that he intends to file an application for a new, permanent site within the next 90 days.

STA requests which involve a change in transmitter site must include four critical elements: (1) Loss of the licensed site must be beyond the licensee's control; (2) STA facilities must continue to provide service[2] to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area[3] without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA. Our review indicates that the propsed STA operation complies with the foregoing. Our review further indicates that Station KNUZ has been silent since August 28, 2007, and thus faces the loss of its license if it does not resume broadcasting on or before August 28, 2008.

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

Geographic coordinates:	29° 57′ 52″ N, 96° 16′ 49″ W (NAD 1927)
Frequency:	1090 KHz

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[1] KNUZ is licensed for operation on 1090 kHz with 0.25 kilowatt, daytime hours only, employing a nondirectional antenna (ND-D-D).

[2] For AM - 5 mV/m; for commercial FM - 3.16 mV/m; for noncommercial educational FM - 1.0 mV/m.

[3] For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

Hours of operation:	Daytime only
Operating power:	0.2 kilowatt
Antenna type	Wire, Inverted "V" configuration
Antenna efficiency	200 mV/m/km/kW
Overall height	15.2 meters

It will be necessary to further reduce power or cease operation if complaints of interference are received. REH must notify the Commission when licensed operation is restored.[4] REH 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.

Notwithstanding the grant of this STA or the expiration date specified herein, **the station's license will expire as a matter of law if it does not resume broadcasting on or before August 28, 2008.** *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.**

This authority expires on **February 27, 2009**.

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

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

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: Roy E. Henderson