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November 26, 2007

Dennis J. Kelly, Esq.
Box 41177
Washington, DC 20018

Re: W249AK(FM), Bristol, Tennessee
Facility Identification Number: 27506
Holston Valley Broadcasting Corporation
Special Temporary Authorization

Dear Counsel:

This is in reference to the request filed November 23, 2007, on behalf of Holston Valley Broadcasting Corporation ("HVBC"). HVBC requests special temporary authority ("STA") to operate Station W249AK with temporary facilities.[1] In support of the request, HVBC states that it holds Construction Permit BPFT-20070807AAQ, to change the frequency of W249AK from Channel 249 to Channel 250 and to install a nondirectional, circularly polarized antenna. HVBC states that implementation of the channel change would eliminate substantially all existing interference between translator stations at Bristol and Johnson City; however, installation of the new, nondirectional antenna is being delayed due to the need for structural evaluation and possible replacement of the existing tower. HVBC requests STA to implement the channel change with the existing antenna and to install the new antenna following the structural evaluation and any necessary tower work.

Our review indicates that implementation of the channel change with the existing antenna is not likely to result in interference to any other station; therefore, we find that good cause has been shown for grant of the requested STA.

Accordingly, the request for STA IS HEREBY GRANTED. Station W249AK may operate from its licensed site with the following facilities:

Channel	250 (97.9 MHz)
Effective radiated power:	0.25 kilowatt (Max-DA, V only)
Antenna:	existing, licensed directional antenna.
Antenna height:	
above ground:	89 meters
above mean sea level:	638 meters
Above average terrain:	meters

[1] W249AK is licensed for operation on Channel 249D (97.7 MHz) with effective radiated power of 0.25 kilowatt (Max-DA, V only).

HVBC 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 **May 26, 2008**.

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: Holston Valley Broadcasting Corporation