



Federal Communications Commission  
Washington, D.C. 20554

November 8, 2023

The Voice Radio, LLC  
17818 Cape Drive  
Lewes, DE 19958

Re: The Voice Radio, LLC  
WJKI(AM), Salisbury, MD  
Fac. ID No.: 53485  
Special Temporary Authority

Dear Applicant:

This is in reference to the request filed October 25, 2023 on behalf of The Voice Radio, LLC ("TVR"). TVR requests special temporary authority ("STA") to operate station WJKI(AM) with reduced power during daytime hours.<sup>1</sup>

In support of the request, TVR states that the station's transmitter has malfunctioned and is unable to operate at licensed parameters. Therefore, until a new transmitter is ordered and installed, the station requests STA to operate with a reduced daytime power of 28 watts. No changes are proposed to the nighttime operation.

Section 73.1560(d), which governs reduced power operation, states:

In the event it becomes technically impossible to operate at authorized power, a broadcast station may operate at reduced power for a period of not more than 30 days without specific authority from the FCC. If operation at reduced power will exceed 10 consecutive days, notification must be made to the FCC in Washington, DC, Attention: Audio Division (radio) or Video Division (television), Media Bureau, not later than the 10<sup>th</sup> day of the lower power operation. In the event that normal power is restored within the 30 day period, the licensee must notify the FCC of the date that normal operation was restored. If causes beyond the control of the licensee prevent restoration of the authorized power within 30 days, a request for Special Temporary Authority (see Section 73.1635) must be made to the FCC in Washington, DC for additional time as may be necessary.

Our review indicates that the request complies with Section 73.1560(d).

Accordingly, the request for STA IS HEREBY GRANTED.<sup>2</sup> Station WJKI(AM) may operate with a reduced daytime power of 28 watts until the new transmitter is delivered and installed. No changes are proposed to the nighttime operation. WJKI(AM) must notify the Commission when licensed operation is restored. WJKI(AM) must use whatever means are necessary to protect workers and the public from exposure to radio frequency radiation in excess of the Commission's

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<sup>1</sup> WJKI(AM) is licensed for operation on 1320 kHz with a daytime power of 1 kilowatt and a nighttime power of 0.028 kilowatt, employing a non-directional antenna pattern (ND1-U).

<sup>2</sup> Periods of operation pursuant to this STA shall be recorded in the station's records (see 47 CFR § 73.1820). The records shall include start/stop dates and times of such operation. These log entries must be maintained for a minimum of two years as specified in 47 CFR § 73.1840(a), unless a longer retention period is requested by the staff. Periods of operation may be subject to independent verification that they in fact occurred.

exposure guidelines. *See* 47 CFR § 1.1310.

This authority expires on **May 6, 2024**.

**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,

A handwritten signature in black ink that reads "Jerome J. Manarchuck". The signature is written in a cursive style with a large, stylized initial "J".

Jerome J. Manarchuck  
Audio Division  
Media Bureau

cc: John S. Neely, Esq. (via email)