



Federal Communications Commission
Washington, D.C. 20554

March 1, 2023

Sent via electronic mail

In reply refer to: 1800B3-CP

Gary S. Smithwick, Esq.
Smithwick & Belendiuk, PC
5028 Wisconsin Avenue, N.W.
Suite 301
Washington, DC 20016
gsmithwick@fccworld.com

RE: KNBV(AM), Newport, AR
Facility ID No. 48750
Silent since December 9, 2022
Request for Special
Temporary Authority to Remain Silent

Dear Mr. Smithwick:

This letter concerns the request you filed on February 14, 2023, on behalf of Newport Broadcasting Company (NBC), for Special Temporary Authority (STA) to permit AM Radio Station KNBV to remain silent.

NBC's request states that Station KNBV(AM) went silent on December 9, 2022, for technical reasons.

NBC's request is granted. Accordingly, Special Temporary Authority is granted to permit Station KNBV(AM) to remain silent not to exceed 180 days from the date of this letter. **Notwithstanding the grant of this Special Temporary Authority, the broadcast license for Station KNBV(AM) will automatically expire as a matter of law if broadcast operations do not resume by 12:01 a.m., December 10, 2023.**¹

NBC is required to notify the Commission when broadcast operations resume. If NBC does not file the notification of resumption of operations in a timely manner, the license may be subject to cancellation pursuant to section 312(g) of the Communications Act, as amended.²

The station's silent status does not suspend the licensee's obligation to comply with all other relevant Commission rules, including the filing, when appropriate, of applications for renewal of broadcast license. It is imperative to the safety of air navigation that any prescribed painting and illumination of the station's tower shall be maintained until removed.³

Finally, section 73.1740(a)(4) of the Commission's Rules permits licensees to temporarily discontinue operations for good cause, and for a period not to exceed 30 days without further authority.⁴ This rule requires that the licensee notify the Commission by letter not later than the 10th day of limited or discontinued operations, and requires a licensee to seek Commission authorization for any period of limited or discontinued operations exceeding 30 days. NBC failed to submit a timely request for an STA to permit Station KNBV(AM) to remain silent beyond January 9, 2023, and the action taken herein shall

¹ See 47 U.S.C. § 312(g).

² *Id.* In addition to filing a notification of resumption of operations electronically on the date operations resume, notification of resumption must also be emailed to Denise.Williams@FCC.gov.

³ See 47 C.F.R. §§ 17.6 and 73.1740(a)(4).

⁴ See 47 C.F.R. § 73.1740(a)(4).

not be construed as authorizing the station to remain silent between January 9, 2023, and February 14, 2023.

Sincerely,



Victoria McCauley
Attorney, Audio Division
Media Bureau