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October 17, 2012

FILED/ACCEPTED

**VIA HAND DELIVERY**

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room TW-A325  
Washington, D.C. 20554

OCT 17 2012

Federal Communications Commission  
Office of the Secretary

**Re: Application for Assignment of License  
WOR(AM), New York, New York (Facility ID No. 7710)  
FCC File No. BAL-20120816AAQ  
Request for Expedited Consideration**

Dear Ms. Dortch:

Buckley Broadcasting/WOR, LLC (“Buckley”) hereby requests that the FCC expedite its consideration of the above-referenced application for the assignment of WOR(AM), New York, New York, to AMFM Radio Licenses, LLC (“AMFM”). Connoisseur Media of Long Island, LLC (“Connoisseur”) filed an informal objection to the application based on its concerns over the fact that WALK(AM and FM), Patchogue, New York (“WALK”), continue to be held by The Aloha Trust (“the Trust”), a divestiture trust set up to sell these stations. The Trust was established by Clear Channel Communications (the parent of AMFM), as it could no longer have an attributable interest in these stations consistent with the FCC’s multiple ownership rules.

In its Reply pleading filed on October 12, 2012, Connoisseur suggests a remedy for the issues raised in its objection that has nothing to do with the WOR sale – i.e. setting a deadline for the divestiture of WALK by the Trust. While Buckley has no position on the merits of the Connoisseur objection, it is clear that the remedy suggested by Connoisseur has nothing to do with the WOR sale. As set forth below, Buckley will suffer direct and immediate harm from any delay in the completion of the sale of WOR. As any resolution of Connoisseur’s complaint can occur separate and apart from the processing of the WOR assignment application, there is no reason for the Commission to delay the approval of the sale of WOR to AMFM while separately addressing the merits of the Connoisseur complaint.

Buckley is an innocent bystander in this dispute between Clear Channel, the Trust and Connoisseur, and the objection has nothing to do with the qualifications of Buckley to sell WOR, or with the qualifications of the proposed assignee to acquire the station. Instead, as Connoisseur makes clear in the Reply pleading, what it seeks is a determination from the FCC as to whether

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the Trust and Clear Channel have been making sufficient steps to dispose of WALK. In the final page of its Reply, Connoisseur suggests that the Commission ask the Trust for more information as to how it dealt with offers for the purchase of WALK, and in the final paragraph of its Reply, Connoisseur suggests that the appropriate remedy for the issues that it identifies is for the Commission to set a meaningful deadline for the disposal of WALK. Regardless of the merits of these claims, one thing is clear – they have nothing to do with the sale of WOR.

Buckley is suffering immediate harm from the delay in the sale, and this harm will increase should the Connoisseur objection delay the sale of WOR. This harm includes the loss of valuable employees of WOR who are unsure of their future while the sale is pending. For example, already four WOR sales employees have left the station. This uncertainty could be especially problematic should the sale not occur for any reason. There is continued concern among other employees who are in a state of limbo as the deal is held up. There is disruption of relationships between the station and its advertisers, program suppliers and the affiliates who receive WOR programming as part of WOR Program Network as long as the deal remains pending. There will be significant tax consequences to Buckley and its owners that will occur if the transaction is not completed before the end of 2012. There are other financial issues that are raised for Buckley by any delay in the completion of this transaction.

Buckley recognizes that, as a regulated entity, it is always subject to the potential for regulatory delay. But here, both Connoisseur and Clear Channel have agreed in their respective pleadings that the merits of any issues raised by the Connoisseur objection do not involve the WOR sale, but instead deal solely with the operations of the Trust. Both seem to agree that the issues should be considered separately, solely in connection with an examination of the Trust should the Commission determine that there are issues worthy of consideration.<sup>1</sup>

Therefore, as the issues raised in the informal objection do not affect the WOR sale, and as both of the principal parties involved in the matter agree that any issues raised by the objection are best dealt with in a separate proceeding, Buckley respectfully requests that the Commission expedite the consideration of the WOR sale, divorced from any separate consideration that it may decide to give to the merits of the Connoisseur claims. Buckley is but an innocent bystander who should not be held hostage by a dispute as to a matter unrelated to the sale of WOR.

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<sup>1</sup> See, Clear Channel Opposition to the Informal Objection filed October 1, 2012 at pp. 2-3, “Clear Channel is certain that no Commission action is warranted with respect to Connoisseur’s complaints regarding the Aloha station sales process. In the unlikely event the Commission is inclined to inquire further, however, such inquiry can and should be conducted in its own separate context.”

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Should there be any questions concerning this matter, please contact the undersigned.

Respectfully submitted,



David Oxenford

cc: Gregory Masters, Counsel for Clear Channel (Via E-mail and US Mail)  
David Burns, Counsel for Connoisseur Media (Via E-mail and US Mail)  
Barry Friedman, Counsel for the Aloha Trust (Via E-mail and US Mail)  
Audio Services Division\*

\*Stamp & Return copy to be provided the following day upon receipt from the Secretary's Office.