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Before the
Federal Communications Commission
Washington, DC

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In re Applications of:

ENTERTAINMENT MEDIA TRUST,
DENNIS J. WATKINS, TRUSTEE

KFTK (AM), East St. Louis, Illinois (Facility ID 72815)

KZQZ (AM), St. Louis, Missouri (Facility ID 72391)

KQQZ (AM), DeSoto, Missouri (Facility ID 5281)

WQQW (AM), Highland, Illinois (Facility ID 90598)

For Assignment of License

TO: Honorable Marlene H. Dortch
Secretary of the Commission

ATTN: Peter H. Doyle
Chief, Audio Services Division, Media Bureau

NOV 28 2016

Federal Communications Commission
Office of the Secretary

) File No. BAL-20160919ADH

) File No. BAL-20160919ADI

) File No. BAL-20160919ADJ

) File No. BAL-20160919ADK

REPLY TO OPPOSITION TO PETITION TO DENY

Mark A. Kern ("Petitioner"), by his attorneys, hereby responds to the November 15, 2016 Opposition to Petition to Deny of Entertainment Media Trust, Dennis J. Watkins, Trustee (Licensee) for consent to assign the above-captioned licenses from Entertainment Media Trust #1, Dennis J. Watkins, Trustee, to Entertainment Media Trust #2, Dennis J. Watkins, Trustee. In support thereof, the following is set forth.

Licensee asserts that the proposed assignment is essentially a pro forma "reorganization" because Dennis J. Watkins is the trustee of both Entertainment Media Trust #1 and Entertainment Media Trust #2, and, accordingly, there is no change in control, only a change in beneficial owners. Accordingly, Licensee contends that Petitioner's pending challenge against

Licensee's renewal applications should not preclude grant of the instant assignment applications. Licensee Opposition at pages 2-3. This argument is without merit as it would have the Commission totally ignore Petitioner's November 1, 2012 filing against Licensee's renewal applications and the showing that Robert S. Romanik, through his actions and pattern of conduct, exercises de facto control of Licensee and is using a trust structure to conceal his active involvement and control of Licensee.

While Licensee contends that Robert S. Romanik does not exercise control, the following facts are not in dispute: Robert S. Romanik, a twice convicted felon (obstruction of justice for lying to a federal grand jury and bank fraud) was the grantor of Entertainment Media Trust #1 and his qualifications have never been passed on by the Commission even though he is the public face of the Licensee through his radio program¹ and holds himself out as a "consultant" to the Licensee; and Robert S. Romanik has employed Dennis J. Watkins, who is engaged full-time in the practice of law and without broadcast management experience, to provide legal representation in numerous civil court proceedings and to serve as a trustee of various assets of Romanik relating to his topless nightclub operations, establishing a relationship and pattern of activity between Romanik and Watson (which relationship and activity call into question whether Watson acts independently of Romanik or whether Romanik exercises de facto control over the Licensee). Petitioner's Petition to Deny Licensee's Renewal Applications, filed November 1, 2012.

¹ Licensee asserts that "[i]t begs credulity for Mr. Kern to argue that Robert Romanik was 'concealing' himself as associated with the stations as he is the most popular on-air host of programming on the radio stations and drives around in a vehicle decorated with the call signs of the radio stations." Licensee Opposition to Petition to Deny at page 4. However, public perception is irrelevant as the Commission was not made aware of the existence of Robert S. Romanik until Petitioner filed its petition to deny the Licensee renewal applications on November 1, 2012.

The above facts and issues carry over to Entertainment Media Trust # 2 as the relationship between Robert S. Romanik and Licensee is unchanged. Moreover, Petitioner's petition to deny Licensee's renewal applications also allege misrepresentation, false certification and lack of candor issues against Licensee which also carry over to Entertainment Media Trust #2 given the association of Robert S. Romanik and Dennis J. Watson with that entity.

Licensee asserts that the death of Stephen Romanik II was not a reportable event in that he was only a beneficiary of the licensee trust and did not control Licensee's stations which are controlled by Dennis J. Watson as trustee. Licensee also asserts that it was proper to simply delete Stephen Romanik II from its 2015 biennial ownership report as he was no longer a beneficiary of the trust (albeit his estate is deemed to be the beneficiary until such time as a replacement beneficiary is determined pursuant to probate proceedings). Licensee Opposition at pages 3-4.

Licensee's downplay of Stephen Romanik II's role in its opposition to the petition to deny the assignment applications is in stark contrast to its description of his role in Licensee's opposition to the petition to deny the renewal applications. In its instant opposition, Licensee stated that **"Stephen did not control the licenses of the broadcast facilities, which was reserved to Dennis J. Watkins as Trustee..., but rather was recipient of the Trust income.... Stephen was also the equitable owner of Insane Broadcasting Company, which handled billing and administrative matters...."** Licensee Opposition to Petition to Deny Assignment Applications at page 3 (emphasis added). In its opposition to the petition to deny the license renewal applications, however, Licensee, apparently in an effort to deemphasize Robert S Romanik's role at the stations, stated that **"Beneficiary [Stephen Romanik II], the President of IBC [Insane Broadcasting Company, the entity which managed and operated the**

stations of Licensee], oversees the overall operations of the Stations. Trustee and Beneficiary work together to ensure FCC compliance and the maintenance of programming and operational standards, as well as to manage the finances of the Stations.”

Licensee’s December 21, 2012, Opposition to Petition to Deny Renewal Applications at page 6 (emphasis added). Indeed, in its 2013 biennial ownership report filing (BOA-20130920ACG, et al.), Licensee reported that Stephen Romank II had 100% voting control of Licensee and that Dennis J. Watson had 0% voting control of Licensee.

It beggars Licensee’s own, albeit conflicting, description and reporting of Stephen Romanik II’s role at the Licensee stations to assert that his death was not a reportable event. Moreover, Licensee’s conflicting descriptions of Stephen Romanik’s role at the Licensee raises material issues of fact in addition to those raised by Petitioner requiring resolution at a hearing.

Licensee claims that Petitioner is merely harassing a “political opponent and critic of his performance of public duties” and “is trying to silence Robert Romanik from criticizing him. The use of Commission processes, time and personnel to bootstrap that effort to silence a critic is an affront to the First Amendment.” Licensee Opposition to Petition to Deny at pages 1 and 5. Petitioner does not take issue with Robert Romanik’s right to criticize his performance of public duties as the County Board Chairman of St, Clair County, Illinois, but he does take issue with Robert Romanik’s asserted first amendment right to broadcast vulgar and slanderous remarks against his wife and others and to engage in on-air hate speech, such as to refer to Petitioner as a “faggot,” which, Petitioner submits, is not consistent with a licensee’s obligations to serve the public interest.


Licensee has represented to the Commission that “Trustee and Stephen Romanik maintain and do exercise as necessary ultimate editorial control over the content of Bob’s

[Robert Romanik] program, as they do with all of the programming aired on the Stations.”
Licensee Opposition to Petition to Deny renewal applications at page 7. If that claim is to be believed, either Dennis J. Watson is not exercising oversight as to the programming of the Licensee stations and/or Robert Romanik is exercising de facto control over, at a minimum, his program’s content as, Petitioner submits, there is no way a responsible licensee would permit the broadcast of Romanik’s one hour program which is broadcast from 10 a.m. to 11 a.m. daily and rebroadcast at 4 p.m. to 5 p.m. and midnight to 1 a.m. daily; for example, a transcript of Romanik’s November 22, 2016 program is set forth as Exhibit A, which program is typical of his daily program diatribe.²

The Commission should defer action on the above-captioned license assignment applications and order the Licensee to show cause why the licenses of its stations should not be revoked and to designate for hearing the Licensee’s applications for renewal of license.

Respectfully submitted

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November 28, 2016

² In its November 1, 2012, petition to deny Licensee’s renewal application, Petitioner included a USB flash drive of approximately 175 hours of Robert S. Romanik’s one hour programs broadcast on KFTK (formerly WQQX) during 2011-2012 which demonstrate, in Romanik’s own words, the profane, vulgar and racist personal attacks against Petitioner and others which are the signature feature of his programs.

EXHIBIT A

BOB ROMANIK SHOW

November 22, 2016

Good Tuesday morning everybody. Appreciated again all the emails. I got something sent here.

Let me see if I can read it.

This is by General George S. Patton. You remember George Patton, General Patton. I believe most people will. "When I want my men to remember something important, to really make it stick I give it to them double dirty. It may not sound nice to some bunch of little old ladies at an afternoon tea party, but it helps my soldiers to remember you can't run any army without profanity, and it has to be elegant profanity. An army without profanity can't fight its way out of a pissed on paper bag. As far as the types of comments I make, sometimes I just, by God get carried away with my own eloquence." That was from General George Patton and I'm no General George Patton, I know that, but he says that political correctness has killed America and it has. And you people -- I want to tell you -- how many damn times, how many damn times do I have to tell you to just listen to my disclaimer? If you are offended by racial issues, if you are offended by religious issues, social issues -- if you are offended by anything -- if you are that thin-skinned don't listen to me, and I don't mind you listening and not agreeing, but don't say I can't say it. Are you people nuts?

You know this election cycle I hate to be a little bit nice. I was never really political correct, politically correct, but I held my tongue never bit it, but held it sometimes wanted to say things I should have said, but I didn't, but see one thing I'm not the hypocrite, it really made me feel bad. I said Bob you know maybe I better say that, no it might hurt -- the hell with hurting something. Are you people crazy? And I'm going to let you know -- this election again. I want to thank

1 everybody who supported the St. Claire Freedom Coalition. We went through all the voting
2 statistics and we won everything, but when we get down below the hill, then we lose 12,000 –
3 2,000. You can't overcome that kind of deficit, but I hear that two of their negroes to the
4 'niggerraguas' went up to get something from Kern and Kern said they would have to wait. Now
5 there's already dissention in their camp, but see it happens every two and four years. You people
6 know it. You idiots down in East St. Louis. Eighty some odd percent didn't vote because they
7 were Democrats. It was a Black/White thing with me. It was a Black/White thing with a few
8 people, but Bob you can't say that. I got an email here, if I can read the son-of-a-bitch. Hold on.
9 It all started when Bob Romanik was forced out of the Republican – I was never forced out. I
10 cussed them son-of-a-bitches out because they were as big a bunch of idiots as the Democrats.
11 Romanik accuses St. Claire County official, Tom Holbrook, of concealing the election results --
12 not only concealing -- I think they were misplaced if you know what I mean and, I think you do,
13 and pedophilia. I never accused Tom Holbrook of pedophilia whatsoever. Never once.
14 Someone has alleged that I "alleged." I never alleged it. I'm just repeating – I'm just reporting
15 the news – I'm reporting what's all over the internet unless Holbrook has somebody important
16 enough to pull it off, but you know how these politicians are. People want to put things in my
17 mouth and for you people who want to put words in my mouth. I have something I want to put
18 in your mouth, and it's not words, if you know what I mean. I really think you do, you son-of-a-
19 bitches piss me off. It says Holbrook -- his terrorist actions -- are just like Ben Laden or Jared
20 from Subway meaning, I guess, Holbrook. I tell you what I want to apologize because I dislike
21 Holbrook a lot more than I dislike that Jared from Subway and you know what he was involved
22 in.

1 I don't know what this gentleman – this John Morrison – he's a complete idiot. What other
2 idiots to do have here? Now here's one. Here's a good one. I'm a friend of Dustin Roach. You
3 know Duston Roach, the Rose Gold Dust –the Razzler. He's an idiot. He's friends with Herbie
4 the Hemorrhoid, that greasy hair dying bastard out of East Crodullet(sp?). Hey you Blacks, you
5 idiots down in East St. Louis. You supported and voted Kern in again. He's got his White ass
6 boy, his little bitch boy Herbie the Hemorrhoid Simmons making \$135,000 a year doing a job
7 he's not qualified for. What's wrong with you ignorant Black bastards down there? We had 19
8 percent. Sons-of-bitches stole our money. You rotten Black bastards. That's not a racial
9 comment, that's a real comment. I swear on my mama, my mama, my mama. My mama my
10 ass. You ignorant sons-of-a-bitches. I'm a friend of Duston Roach and he told me about your
11 hate show. Why is it hate? Those guys I hate. You know, if I say hey all faggots should die,
12 now that's hate speech, now I can say that because it's protected under our great Constitution
13 under the First Amendment. I never said that. Again, you guys who want to put words in my
14 mouth it's probably because you have something foreign, that's not foreign to you, something
15 that should be between your legs in your pants but somehow it gets in your mouth, if you know
16 what I mean, so don't put crap in my mouth what I say. I hear you spoken ill of Duston Roach.
17 Yes I have because he's an idiot. Oh that's fine if it's only words. Then I heard about your hate
18 group named the White Power Hate Group. Now this has gotta be -- TJ Perkins – gotta be a
19 White guy, White boy -- Dustin Roach friend, Dustin Roach was a White boy -- heard about the
20 new group name National Association for Majority Equality. The White Power Hate Group.
21 Now that's his opinion, he knows nothing about names. You people heard it's going to be up
22 and going by the first of the year. It's a national association for majority equality. We will not
23 ask as a majority for no more than equal treatment, but we will not tolerate any less. We are like

1 the NAACP. We want fairness for everybody. We want equality for everybody. The NAACP
2 wants equality for everybody. They ought to join our group. It's not a Black hate group – the
3 NAACP – but when somebody tries to take up for a White person automatically becomes racism
4 and I want to know if my Black friends don't understand what the hell is going on I find a
5 preference in that if I'm Black and don't know what the hell is going on. I'm never apologizing. I
6 try to explain. I'm far from being a racist. I'm a proud White man. The Black community, a lot
7 of them, they don't want you to stand tall as a White person because you guys may all come
8 together. No, they want to scare you, they want to separate you. Well you idiots, both Black and
9 White, don't scare me, I'm too old and stupid to be scared. But for this idiot TJ Perkins, listen to
10 this -- then I heard last week Gold Dust's transgender son was attacked -- that was it for me. I
11 will remove your station from my tune-in app. I don't know if you or your group are behind the
12 attack. What the hell – this idiot – I don't even know where Gold Dust lives. He probably lives
13 in a transgender's basement somewhere in San Francisco. We are getting accused of attacking
14 this kid. See that's how stupid people are. That's what they do, that's what they do. It says
15 attack on Gold Dust's son, but still there's so much hate. Please stop being a hater and become a
16 star. No, I'd rather be a hater than a star. A star is not getting you nowhere, a hater at least you
17 get some personal satisfaction, and people know why I hate Kern, I had Sprague and it's not a
18 thing of victory for me, it's a thing of destruction. But see why would some idiot want to put
19 that crap out? He does not know if we were behind it. I don't even know where the son-of-a-
20 bitch lives. And also, again, see I keep saying, I'm not a racist.

21 I went over last night. They had their little vigilance in honor of that police officer. It was on
22 TV. A peaceful gathering of police officers and their families and the supporting community.
23 This White police officer sitting in his SUV police car totally marked and shot by a Black guy.

1 Now I never once did I hear a hate crime. Somebody puts a swastika on something where
2 Trump's at and all of a sudden Trump is a White Supremacist. See it can't be that way people,
3 but we let it be, but we let it be, but anyway at that peaceful gathering for police supporters there
4 was probably 300 plus people there and guess what, and I saw the footage afterwards on Channel
5 2, but I witnessed it, 300-400 people. You know how many Black folks were there? There was
6 no more than two. Ninety-nine percent supporting the police were White. Why? Because the
7 Blacks were not going to just come out. The Black protesters, not the proud Blacks because they
8 could not loot, they could not rob, they could not burn. See that's the problem you White people
9 better wake up. You're awake, but I think you're too damn stupid and I mean that. I'm not
10 taking that from a White man, I'm not taking it from a Black man. If it had been a Black police
11 officer shot by a White guy it would have been a hate crime automatically. I have to ask why do
12 all racists have to be White? Anytime I hear on TV this guy's a racist, I could be Ray Charles, I
13 could be Stevie Wonder. I bet my life savings when they call him a racist it's a White guy, and
14 it's a White guy Bob Romanik talking. I talk anything I want. I'm tired and you Black bastards
15 down there, not you good ones, that stole the election, that stole our money. You rotten bastards I
16 hope you rot in hell and not political hell, and that is hate speech. Let one of your sons or
17 daughters, heaven forbid, die and need me to help bury them. Call me the "fiend(sp?)" like
18 everyone did last year. It wasn't political. You won't get crap from me. Get it from Sprague,
19 get it from Kern, get it from LaToya Green, get it from the leaders down in East St. Louis.

20 You ever notice though how a Black guy always comes up to a White guy, "hey guy you got
21 some change, you got some change man?" He never comes up to another Black guy. A Black
22 guy would slap him silly. Why is it that some of these ass wipe Blacks, not all of them – but
23 some of them, think they can work the White people? I'm afraid, here's a dollar, here's ten

1 dollars. You know. I'm White. You Whites better get up off your ass and you proud Blacks
2 better get up off your ass. You let East St. Louis screw everybody in St. Clair County. You get
3 that same cultural of corruption for the next four years. Now I want to see you idiots down in
4 East St. Louis, Black and White, and all over I want to see how things change in the next four
5 years. They haven't changed in 12 years. Someone said Bob you sound a little mad, no I'm a lot
6 mad. We wanted to do something for the people of St. Clair County. Kern and Sprague sent out
7 all those hit pieces on me, \$80,000 people, and I want to tell you people I'm humbled by it. You
8 people in the outer county got those hit pieces and you voted for me because I think you knew I
9 was going to Springfield and fight for you. Go down to East St. Louis where they did not spend
10 much other than money for Schnuck's and Muscatel wine and we lose the whole election.
11 People of St. Clair County, both Black and White, the proud people of St. Clair County better
12 understand what's going on. But I ask somebody to give me a call, somebody tell me why that
13 is. We are America's voice of freedom, definitely the patriots. You can call toll free (1) 888-
14 394-1430. I want to know people. Why in the hell was there a vigil last night? They were
15 singing. It was nice. There was no violence. There was no disruption and there were no Black
16 people there. Is that why? Now somebody says that's racist. That ain't racist that's real. If you
17 hadn't been there, get the footage. Watch it on Channel 2 and other channels were there. I'll
18 give you ten dollars for every Black person in the crowd and you give me one dollar for every
19 White person, and I guarantee you I will be able to take a trip to Vegas on you. Not supposed to
20 talk about that are you? Hell yes you're supposed to talk about it and I'm just pissed, totally
21 pissed, not about the election.

22 I'm pissed about the way this society is Trump. You know why the Blacks are mad at Trump?
23 Because he's not going to give them a handout and there are Whites too, not just Blacks. I go to

1 the store yesterday and I made a lot of money in my life. I save when I can. I don't throw my
2 money away other than when we did in East St. Louis where the lying bastards give you their
3 word. Hey, but a Black person's word – Black plantation "negroes" – your word ain't worth a
4 damn, not worth a damn. We were never on food stamps when I was younger. They dole us out
5 some cheese and barbeque beef in aluminum cans and powdered milk. You go to the store now,
6 not only Blacks, there are Whites too. They got their EBT card or whatever the hell it is so they
7 can get cash. They get the best cuts of meat – I'm looking to get a medium cut of meat --
8 because I'm not going to spend \$4.95/lb., I'll spend \$2.95/lb. Just happen to be Black. If she
9 had been White I would have said the same thing. You can't believe all the big steaks – she had
10 the best of everything – that I was paying for, that you were paying for, that some of the proud
11 Blacks were paying for. And that crap keeps going? And we're supposed to like it? Same way
12 with pumping out babies, Black and White, because there are as many Whites as Blacks. There
13 are bums, bums, bums that want the government to take care of them. That's what's wrong
14 down in East St. Louis. You people will never get ahead of the game. The boys don't want you
15 to get ahead of the game. They rather keep you on that plantation, that political plantation. You
16 have a wife and two kids and you say "honey, we want another kid," you have to make that
17 \$50,000 go five ways instead of four, that's their decision to make. But you get these ass wipes
18 that don't have fathers. They'll go out and screw anybody just to pump a baby out, Black and
19 White. And guess what the more babies they pump out – they pump, they pump, they pump –
20 the more money we give them. Now that's a helluva incentive. I'm going to spread my seed and
21 have 5,000 kids. It's not a man that makes a kid, but a man that supports a kid, a man that loves
22 a kid. Don't tell me about Black and White, I witnessed it and don't tell me I'm wrong in saying

1 it because it's only truthful, I'm telling the truth and I'm tired of it. We have a caller, go ahead
2 caller:

3 Romanik: You're on the dark side

4 Caller: Hi

5 Romanik: How you doing?

6 Caller: I could be better. I'm going to respond to what you said about Whites. I'm White. I'm not
7 proud. What I think happened to the White community. Speaking for myself, I think sometimes
8 White people feel guilty.

9 Romanik: Whoa, whoa, whoa. Feel guilty for what?

10 Caller: [interruption by Romanik]

11 Romanik: No, no, no. That's what wrong with you as a White Man. You got it in your heart.
12 Did you cause slavery? Did you ever hurt a Black man? Yes or No.

13 Caller: As far as I'm concerned I do not feel guilty.

14 Romanik: Why do you think White people feel guilty? Why should a White person feel guilty?

15 Caller: It goes back to slavery?

16 Romanik: Oh bull crap. Dave you're smart, now there you go with that bull crap. You sound like
17 the stupid Black sons-of-bitches. It all goes back to slavery. Hey, I lived in a housing[?] I don't
18 want to fight with you come on get real. The Whites feel bad and I feel bad, but I don't feel like I

1 owe the Black community anything. Do you think the Whites feel bad or do you think Whites
2 are afraid of Blacks?

3 Caller: I have no fear of Blacks. Some people say to me I am more of a Black person than a
4 White person, but the whole point is I don't feel that way. I feel pathetic for White people who
5 feel that way. It's wrong.

6 Romanik: Dave do you honestly -- I got to ask you this would you rather have ten Blacks for
7 your cause fighting and marching or 500 Whites? You, most of us Whites, are lame you know
8 that? We take the least likely path of resistance you know that?

9 Caller: You are 100 percent correct.

10 Romanik: And you don't think -- I'm in a restaurant and they ain't worth a damn and a White
11 friend says hey there is a Black man over in the corner. Hey the guy knows he's Black, but I
12 can't say Black? Are you crazy? Yes or no most White people are afraid to say Black, but I hear
13 honky and cracker every day down in East St. Louis and I get blamed for calling the people
14 down their niggers. I never used the word nigger. It was one of my guests, but I get blamed for
15 it. They can use it why can't we use it? Answer me that Dave.

16 Caller: I have no idea. Black friends of mine call one another the "n" word. I've never done that
17 [inaudible]. Just say Black. It's ok to say that.

18 Romanik: Why is it not ok to use the "n" if a person wants to?

19 Caller: I guess it's maybe like calling an Italian a Dago, an Irishman a Mick. [Romanik
20 interruption].

1 Romanik: Wait a minute, wait a minute, wait a minute, Dave, I got friends that are Irish and you
2 called them Micks? Wait a minute Dave, what did you call the Italians?

3 Caller: I think it's respect.

4 Romanik: Wait a minute, Wait a minute Dave, Dave I'm proving a point -- what did you call the
5 Italians?

6 Caller: Wap

7 Romanik: Irish

8 Caller: Mick

9 Romanik: Why didn't you use "n" word on the Blacks? Why don't you come out and say it.
10 Don't you have the guts? You had the guts to say -- no, no, no Dave, no Dave you're wrong.
11 Tell me I'm not right. You called a White Italian a Wap -- that's a disrespectful word. Did you
12 not call the Irish a whatever? Did you not yes or not?

13 Caller: I don't use those terms

14 Romanik: I know, but Dave you said them.

15 Caller: I said them to make a point.

16 Romanik: Why don't you say it to make your point about the Black? Because you're afraid
17 aren't you? Aren't you Dave?

18 Caller: I'm not afraid.

19 Romanik: Well then say it, then say it.

1 Caller: I say it around a lot of friends.

2 Romanik: You said Mick and you said Wap, but you won't use the "n" word.

3 Caller: It's like a...ok I'll say nigger.

4 Romanik: Ok, alright, thank you. At least you're being fair, now you're being fair. But see Dave,
5 you know what it was you were afraid. You weren't afraid as a White man, and I'm not pissed at
6 you Dave, to say Wap. You weren't afraid as a White man to say Mick. You're probably not
7 afraid to say Spic for Hispanic, and that's ok, that's your right. But you were afraid to say nigger
8 weren't you?

9 Caller: Exactly. I got to say this, Bob, I think for me I been really run over by the system, call it
10 White Supremacy or whatever, I've been a victim of it. I think what I see is other White friends
11 that have also been run over by the system. I think Black females have been run over to. I think
12 once get to that point – It has really brought out a real feel fighting spirit in me. [Romanik
13 interrupts]

14 Romanik: Ok Dave I'm going to ask you to talk about the system. You got beat up by the
15 system. It's the Blacks that put the Whites in that beat you up. Am I right? Right or wrong? St.
16 Clair County. If it had not been for the Black community, there wouldn't be these guys beating
17 you up.

18 Caller: I never really had physical confrontation with either Whites or Blacks. I never really had
19 to put up my fists. I either walked away or talked my way out of it.

20 Romanik: Now Dave, does that make you feel -- and again – I got a lot of respect for you, Dave,
21 because you are letting me get to you a little bit, but you walked away. Why would you walk

1 away from anything or talk yourself out of it if you thought you were right? Why didn't you
2 fight the fight?

3 Caller: Because I saw people get in fights. Someone getting punched. I don't want to punch
4 someone and I don't want to be on the receiving end, especially if he's a bigger man than me.
5 You know it just works out better in the end.

6 Romanik: Dave, Dave come. You know Whites have walked away from many situations and it
7 don't make it better. It's worse because people, Black, White, whatever, they mistake kindness
8 for weakness. Am I right or wrong Dave?

9 Caller: You are right on.

10 Romanik: And Dave listen. I don't want to rake you over the coals, but do you understand my
11 point? You're a White man and you played right into it. You'll say Spic, you'll say Mick, you'll
12 say Wap, but you wouldn't say nigger. Why?

13 Caller: huhhhh...I guess you got a point there. You got me on that one. I guess because of this --
14 because I'm a White guy -- I come from a Sicilian background -- my grandfather came from the
15 Old Country. Everybody calls you a Dago or a Wap -- you put up your fists they knock your
16 lights out. I guess then coming from the Motherland, I guess that's the logic. Coming from me as
17 a White guy, it's not for me to say. But yeah if you're going to make that analogy, I get it.

18 Romanik: And see that's the problem Dave. It was a very, very intelligent conversation with
19 you. I think the point got across to both everybody, Black and White. I don't use the "n" word.
20 I can say the "n" word. Nobody can tell me I can't say nothing. It's like if I say you "n", you no
21 good son-of-a-bitch, I wish you were dead, that's hate speech and that ain't right. But it's like

1 nobody can you that “n” word. But that ain’t true. They call us crackers and honkies all the time
2 and they don’t poof and go up in flames. So if we use the “n” word we shouldn’t go up in flames.
3 Dave, thank you very much for the call.

4 But you see there’s a proud White guy. He’s proud, but said he wasn’t loud, but he just proved
5 my point. We can call Spics. What he say Micks? We can call Waps. We can call Polacks – I’m
6 part Polish and they can call Polacks, but we can’t say nigger. I don’t understand that. They’re
7 not hate words, they’re nasty words – they’re all nasty words. But if we can use one word and we
8 can use cracker and we can use honky, we can use any word. Now if somebody comes up to me
9 and says “nahhh, I don’t like crackers, I don’t like honkies,” that’s ok. But if they say “hey you,
10 you cracker, pointing at me, you son-of-a-bitch, I’m going to kill you, I wish you were dead.” I
11 have a problem with that, but just using that word cracker or using that word honky don’t mean
12 nothing to me. When they direct it at me with violence, then it means something, but for a Black
13 man to be offended by that – they call each other that all day long. It pisses me off people, but
14 anyway. I don’t even know where I’m going. I’ve got a headache. Let’s take a break. We’ll
15 take a break. We’ll be right back. We are America’s voice of freedom, definitely the patriot.
16 Call toll free (1) 888-394-1430. On the East side (1) 888-394-1190. I won’t try to give you as
17 much hell as I gave Dave. And Dave I want to apologize -- it ain’t you, it’s the situation that
18 pisses me off.

19 **[station break – one commercial -- below -- referenced Kern]**

20 **Commercial**

21 **[Tiny Tim playing] Mark Kern. Do you actually think that the good people of St. Clair**
22 **County believe all the lies you’ve been spreading during this election time, and the last 12**

1 years of doing nothing but hurting the people of St. Clair County as our County Board
2 Chairman? You continue to lie about the debacle failure of the mid-America airport
3 costing us, the hard working taxpayers, \$15 million a year. You continue to lie about the
4 NGA agency and because of your corrupt leadership St. Clair County has lost over \$3
5 billion in potential business income. You have continued to lie to all of us, sweetcakes, but
6 now we ask have you also been lying about your sexuality and your sex life – if you know
7 what I mean and I definitely think you do. Mark “sweetcakes” Kern not a wolf in sheep’s
8 clothing, but a very small man in women’s clothing. You have now earned a new name.
9 No longer will you be Mark “sweetcakes” Kern, but to all the people of St. Clair County
10 you will be known as Mark “the big faggot” Kern, a faggot forever. Mark “the big faggot”
11 Kern [Tiny Tim playing].

12 [station break ends]

13 Hello everybody, the National for Majority Equality. Now could say the NAACP is a Black hate
14 group. It’s not a Black hate group. They’re a group that’s just trying to take care of its people.
15 They want fair and equal treatment, that’s all the NAACP every wanted. I’m actually a lifetime
16 member of the NAACP, joined a long time ago under the Reverend Johnny Scott. He was a nice
17 leader. He was a decent man with the NAACP. Stanley Franklin is a piece of crap. He don’t
18 give a damn about the Black people. He does give a damn about a color, the color green, the
19 money he takes from Kern I believe to be one of the biggest racist in town. But that’s ok. But
20 the National Association for Majority Equality we do not and will never ask for any more than
21 equal treatment, but we will not tolerate anything less. When I say majority it could be White on
22 Black, straight on gay – all these transgenders they push us – all the majority who or Black and
23 White and Puerto Rican – they push us to the back of the bus, but it’s good guy-bad guy. We’re

1 the majority. We get pushed to the back of the bus with these ass wipe criminals, so it's not just
2 a color thing – the National Association for Majority Equality -- it's equality in any majority
3 situation and I can't believe anybody would call it a White Supremacist group – a White power
4 group when all we're asking for in any majority situation – Black or White, good or bad, gay or
5 straight, whatever the situation is – the majority just wants equality, but see you get some Black
6 hate groups [inaudible - “no, no that ain't equality”] but see like poor old Dave. He comes after
7 the White folks and he's White, and he thinks the White folks sometimes feel bad. No I don't
8 think they feel bad, they are afraid. Every time a White man tries to take up for himself he's a
9 racist. I'm far from being a racist. I've helped more Black people in the last five years than any
10 Black son-of-a-bitch down there. I fed the Blacks. I buried the Blacks and I'm the bad guy? No,
11 I'm not the bad guy, no I'm just the honest guy who is not a hypocrite. I'm the guy who is going
12 to tell you the way it is, no matter how it is. Sometimes you go to the dentist and it don't hurt,
13 sometimes it hurts like hell. It's like listening to my show. It always hurts like hell to get the
14 truth. I'm far from being a racist. That's the problem, Dave. White people are afraid. They
15 can't say Black. They can't say nothing. They can't say a racial slur. I ran into a Black guy
16 three or four days ago. He tried to run me off the road and I drove by he flipped me off and,
17 guess what, I flipped him right back off. He called me a cracker and I called him the “n” word. I
18 don't want to be disrespectful to the proud Black community, but a son-of-a-bitch comes after
19 me I don't give a damn what color they are. I don't give a damn, they give me crap, I'm going to
20 give them crap back. Most White when they get crap, they tuck their tails between their legs and
21 walk away, if it's a Black man. You don't have to be afraid of Blacks, you don't have to be
22 afraid of Whites. You don't have to be afraid of anybody. But I have people today – boy that
23 Bob Romanik is a racist. I'm not a racist, I'm a realist. If I talk to defend the White community

1 makes me a racist – if that’s what makes me a racist, then I’m the biggest racist in this country
2 because I’m concerned about – every community. The Blacks are concerned about the Black
3 community, so I’m concerned about the White community. I want to see the Blacks do good, I
4 want to see the Hispanics do good. I want to see everybody do good, but I’m the majority and the
5 majority gets nothing in this country because we sit there and we’re pushed and we’re pushed.

6 **[station plugs for area businesses]**

7 Hey I see in the paper what a safe town Belleville is and I’m not talking about the police officers.
8 It’s the lack of leadership. Somebody got shot in Belleville. Police seek suspect in shooting of a
9 man on Saturday. It’s on the eighth or ninth page. See you don’t hear that. The Mayor and all
10 the people of Belleville they don’t want to seem transparent, but here’s a guy that gets shot on
11 Saturday. People get shot and robbed all the time. Somebody got shot and robbed last week in
12 the Schnuck’s parking lot again. You didn’t hear it, you heard it here. Some people don’t even
13 want to report it anymore. The lady said “I’m just moving out of town,” and she listens to the
14 show. She says “Bob you’re right that Mayor Eckert is lying. It’s not safe in Belleville.”

15 Now I’ve got to ask you. Hey Eckert, when the hell is the Hoff Brew House – I want to get a
16 good meal at the Hoff Brew House -- that’s been being built for the last two years. If you people
17 would drive by Belleville Crossing, the St. Louis Bread Company. They started building about a
18 month ago, six weeks ago. It’s about one week off. The parking lot is in, everything is in, but
19 see these politicians, Mark “the big pussy,” also known as “maximus vaginis” Eckert, he’s going
20 to sit there and give you the old shuffle, the old “okie fodokie” [plays Three Dog Night “Liar”].

21 Where’s the name of the hotel that was leaked and now it’s not leaked, and now someone says
22 they are not coming because the name was leaked. It was never going to come people. People

1 do you understand that debacle? The people of Belleville, it cost you over \$1 million in
2 infrastructure. They got the sewer line. They're going to have to put all kinds of crap in there.
3 At that Hoff Brew House they have two people out there working on the outside to make people
4 think something is getting done. I told you before if it were a properly run outfit, there would be
5 five or six different locals in there doing the plumbing, doing the brick work, doing all the work.
6 Hell, there's no walls in there and it's been what a year? They were smart enough to take the
7 sign down, coming in the "Summer of 2016." It may be coming in the Summer, but it's going to
8 be in the Summer of 2018 or 2019, and then all the soccer parks, all the five hotels and six
9 restaurants. That's the problem people these politicians think we're idiots.

10 And speaking of politicians – you guys down in East St. Louis you got the White boys elected
11 again – you swamped me, you're telling me – that there's not any racism involved there. My
12 situation with LaToya Greenwood – she gets 8,000 votes, wait a minute, I come down the hill I
13 get 1,500 and I know she was not that much better of a candidate than me, but I think that skin
14 color had something to do with it. But see when the Blacks say "hey I want a first Black
15 president," no White man stood up and said anything. I'll say it, that was the most racist crap
16 going and that was nice to have a Black president, but when 97 percent of the Black community
17 voted for him it wasn't because of his qualifications -- because Obama was never qualified -- he
18 was two years in public office as a U.S. Senator – he never had any administrative experience.
19 But they wanted a Black president and they shouted it loud and proud. I don't blame them. I was
20 all for it. They have every right to say with shirts on with first Black president Obama --
21 blah...blah... blah – and that's ok, but let a White man say hey "I'm glad we don't have a Black
22 president anymore, I want a White president." What's it make any difference? If the Blacks
23 want a Black president, it's not racist, why can't a White want a White president and not be

1 racist? But it is. You won't have any Whites because see we have no guts people. You won't
2 hear any Whites say "I want a White president back." They'll think it. They may say it in the
3 confines of their house, but they're not going to come out publicly. But the proud Black
4 community, and I have to give them credit, and I say it all the time. I would rather have ten
5 Blacks fighting for my cause than 500 Whites because us White sons-of-bitches we're lame.

6 But it's ok for the Blacks to do it, think about it White community. Is it right for the Blacks to
7 do it? Is it right to have BET Black Entertainment TV? Now I'm saying all this, but I've had
8 people call me – I'm speaking for the people now, primarily White people who won't speak for
9 themselves. I didn't get all these ideas on my own. I'm going to address them because these
10 people want them addressed. There's a Black Congressional Caucus in Washington, D.C. You
11 put a White Congressional Caucus anything and it's going to be a racist group. You have Black
12 Miss America and as a White guy I'm addressing that situation. Now you White people don't tell
13 me that you haven't thought the same thing because I've heard it time and time and time again.
14 There's not a White Miss America. There's a Miss America. There has been a Black Miss
15 Americas, a Hispanic Miss Americas crowned. Has there been a White Miss Black America
16 crowned? Think about it. Hell no because you never get the opportunity and what really pisses
17 me off this ass wipe Black bastard that was on the stage of "That Hamilton" confronts the Vice
18 President-elect with his young daughter there. You don't do that in front of family and then this
19 ass wipe son-of-a-bitch gets on TV and says "no, I'm not going to apologize." If it had been a
20 White man with a Black politician he would have been fired on the spot. They would have had
21 pickets out front. There would have been places burned down. See, most White people don't do
22 that, the intelligent Whites, along with the descent Blacks don't do it. It's these ass wipe
23 bastards. The political, no good sons-of-bitches -- these criminals. Hell they can protest all

1 night, and they'll wait in line in front of me or in front of you and take their EBT card and every
2 other card the government gives them -- that money comes from us, the hard working taxpayers -
3 - and they'll buy steaks, they'll buy everything they want because they don't have to work. They
4 don't have to work because the politicians don't want them to work, they want to keep them on
5 the plantation both the Blacks and Whites. Let's take a quick break. I have a headache.

6 **[station break]**

7 [music playing]

8 **[station break ends]**

9 You know we got Thanksgiving coming up so we'll on the air tomorrow. We'll be off Thursday,
10 Friday and have a long extended holiday weekend. So it will be the worst of Bob Romanik on
11 Thursday and Friday, if it can get any worse. But that's ok people. See, I tell you. I don't give a
12 damn if anybody listens to me. Whether I have one listener or one million listeners. I'm not
13 going to placate anyone. I'm going to tell you the way I feel. That's what my show is about.
14 It's about reality. It's not about "lala" land. It's not about being politically correct. It's not even
15 about being politically incorrect. It's about being politically insane and that's where you need to
16 be.

17 I just had a proud Black man call and say they use the "n" word all the time in the rap songs, so
18 apparently if these rap artists keep using it and the proud Black community keeps buying it,
19 apparently that word -- the "n" word -- is not too offensive then is it? See I just don't throw the
20 "n" word around. But if it has to be said, it has to be said. But a man told me he said "Bob, I get
21 blared out all the time driving down the street and you hear these songs, the 'n' word and it's
22 Black people listening and its Black people buying the CD and its Black people going to these

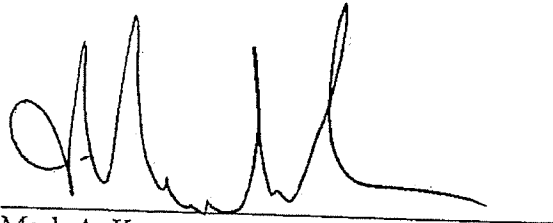
1 rap concerts,” and that’s ok. But don’t be offended when somebody else uses the term, when
2 you can use it. When the Black community can use it to make money off of it. It can’t be that
3 appalling. Now you can act like it’s appalling. Just like I can say if you call me a honky or a
4 cracker. It’s not going to change my life one bit if every Black man and woman in the world
5 called me a cracker or a honky, or whatever in the hell they want to call me. Now if I think I can
6 get something out of it, I’m offended. Don’t be offended by the words people, be offended by
7 the actions. You hear me. That’s what people say about me. I do so much for the community,
8 the Black community. I did. It’s a shame, won’t do it ever again. Get it from Kern, get it from
9 Sprague they’re the ones that promised you guys everything. Get it from LaToya and Alonzo
10 Greenwood. They told me Charlie Powell is now running his son for City Council because
11 those new vision Democrats, what a joke. You know I got some friends with the new vision
12 Democrats. They could produce any votes. Harry Hollingsworth – 130 votes out of 450 – that
13 ain’t much Harry. Sit on your Black ass and take that money and spend it. The same way with
14 Tyrone Bills, the homicidal guy. We are going to do that maybe tomorrow. I’m going to get you
15 all the votes these guys got Kern. Kern and Sprague, the Democrats Central Committee, the St.
16 Clair County Democrat cultural corruption. I’m going to show you the hypocrisy – how much
17 money they give Tyrone Bills a felon; Terrence Thick a rap sheet as long as my arm; Mike
18 Collins, all these guys. But that’s their Black boys if you know what I mean, and I think you do.
19 We will be on the air tomorrow. We will be off Thursday and Friday. The holiday is coming up.
20 I hope everybody has a safe holiday weekend. Some people have already started their holiday
21 weekend. I got a headache. I hope I didn’t give you one, but I’m sure I did. As I always said
22 people if you are offended by anything -- if somebody tied you up and made you listen to me
23 today, call me and I will have them arrested because that just ain’t right.

1 [program ends]

STATEMENT OF MARK A. KERN

I, Mark A. Kern, hereby state as follows under penalty of perjury:

1. I reside at 111 South High Street, Belleville, Illinois 62220, which is within the service area of Stations WQQW, KQQZ, KZQZ, and KFTK (the "Stations"), and I regularly listen to and monitor the Stations. The transcript of Robert Romanik's November 22, 2016, program was prepared at my direction and is accurate.
2. I have reviewed the foregoing Petition to Deny and the facts and representations stated therein are true and accurate to the best of my knowledge and belief.

A handwritten signature in black ink, appearing to be 'Mark A. Kern', written over a horizontal line.

Dated: November 28, 2016

CERTIFICATE OF SERVICE

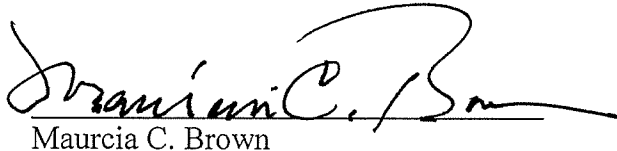
I, Maurcia C. Brown, hereby certify that a true and correct copy of the foregoing "Reply to Opposition to Petition to Deny" was sent by first-class, postage prepaid mail this 28th day of November 2016 to the following:

Peter H. Doyle, Chief *
Audio Division, Media Bureau
Federal Communications Commission
Room 2-A267
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Counsel for Entertainment Media Trust, Dennis J. Watkins, Trustee

*via hand delivery


Maurcia C. Brown