



Federal Communications Commission
Washington, D.C. 20554

November 30, 2016

In Reply Refer to:
1800B3-MFW

Matthew McCormick, Esq.
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In re: WCLG(AM), Morgantown, West Virginia
Bowers Broadcasting Corporation
Facility ID No. 3
File No. BAL-20130815ACK

WCLG-FM, Morgantown, West Virginia
Bowers Broadcasting Corporation
Facility ID No. 6553
File No. BALH-20130815ACL

Assignment of License

5th Request for Extension of time to
Consummate

Dear Mr. McCormick:

We have before us the fifth request for extension of time to consummate the assignment of the licenses of Stations WCLG(AM) and WCLG-FM, Morgantown, West Virginia (Stations), from Bowers Broadcasting Corporation to AJG Broadcasting, Inc., (AJG) which was granted by the staff with the condition, *inter alia*, that an existing joint sales agreement be terminated prior to consummation.¹ For the reasons set forth below, we deny the fifth extension request.

¹ See *WCLG(AM) and WCLG-FM, Morgantown, West Virginia*, Letter Decision, Reference 1800B3-MM (Feb. 13, 2015) (*Letter Decision*), *recon. denied*, *WCLG(AM) and WCLG-FM, Morgantown, West Virginia*, Letter Decision, Reference 1800B3-MM (Sep. 16, 2015).

More than 21 months have passed since the grant of the above-referenced applications, and AJG appears unable or unwilling to satisfy the conditions set forth in the *Letter Decision*.² Given the numerous extensions of time that the staff has granted and AJG's failure to provide reasonable grounds for additional time to consummate the approved transaction, we do not believe that a further extension is warranted.³ We also find that further extensions would erode the public's right to meaningfully comment on or object to this proposed transaction.⁴ Accordingly, the request for a fifth extension of time to consummate the subject transaction is denied.

Sincerely,



Peter H. Doyle
Chief, Audio Division
Media Bureau

² AJG filed requests on October 23, 2015, January 29, 2016, April 22, 2016, July 22, 2016, and October 17, 2016. Except for the first request, which contained no justification for the extension, the requests simply indicate that "The parties require additional time to prepare to consummate this transaction" (January 29, 2016, request) or "The assignee requires additional time to comply with the conditions of the grant of this transaction." (April 22, 2016, July 22, 2016, and October 17, 2016 requests.)

³ See, e.g., *KRCA License Corp.*, Letter Decision, 20 FCC Rcd 18079 (IB 2005) (request for extension of time to consummate denied when more than 16 months had passed since grant and the parties could not state if or when the transaction would be consummated).

⁴ See 47 U.S.C. § 309(d).