

From: Mark Denbo [<mailto:mdenbo@fccworld.com>]
Sent: Wednesday, April 18, 2018 10:31 AM
To: Michael Wagner <Michael.Wagner@fcc.gov>; Karen Workeman <Karen.Workeman@fcc.gov>
Cc: Son Nguyen <Son.Nguyen@fcc.gov>; Huong Chau <Huong.Chau@fcc.gov>; Stephen Svab <Stephen.Svab@fcc.gov>
Subject: RE: Applications to Change AM Stations to Commercial Status

Good morning Michael. This e-mail confirms that my preliminary review was correct. With respect to each of the first 17 applications that were filed, there are no multiple ownership issues because, in each case, when the applications are granted, Immaculate Heart Media, Inc. will be the licensee of just one commercial station in a given market.

With respect to the second batch of five (5) applications that were filed on April 3, 2018, the multiple ownership rules are triggered with respect to three (3) of them: WCNZ(AM), Marco Island, FL, WVOI(AM), Marco Island, FL, and WMYR(AM), Ft. Myers, FL. Those three stations are part of the Ft. Myers, FL Nielsen Metro. Immaculate Heart Media, Inc. (formerly known as Starboard Media Foundation, Inc.) acquired the three stations in September 2016, pursuant to File Nos. BAL-20160728AEJ and BAL-20160728AEL. At the time, the stations were licensed as commercial AM stations, so a BIA Report was included with both applications. I have attached it again for your reference. The Report indicates that there were 39 stations in the market as of July 2016, meaning the common ownership of three of them is permitted under Section 73.3555(a) of the Commission's rules.

The multiple ownership rules are not triggered with respect to the applications associated with the other two applications that were filed on April 3 (WMJR, Nicholasville, KY or WWCA, Gary, IN) for the same reason listed above: when the applications are granted, Immaculate Heart Media, Inc. will be the licensee of just one commercial station in each station's market.

Please let me know if there is anything else that you need from me in order to complete processing of these applications. As you probably can imagine, the client is quite eager for them to be granted so that the stations can begin operating on a "commercial" basis. Thanks so much!

- Mark

Mark B. Denbo
Smithwick & Belendiuk, P.C.
5028 Wisconsin Avenue, N.W., Suite 301
Washington, DC 20016
(202) 350-9656 *office*
(202) 365-8070 *mobile*
mdenbo@fccworld.com