

This amendment is filed at the request of the Commission staff to clarify the media ownership interests of the principals of Point Five, LLC ("Point Five"), the applicant for this new radio station in Barstow. The Barstow station will operate in the designated Victor Valley radio market. The only current attributable broadcast interest of Point Five and of its principals in the Victor Valley Market is in The Drive, LLC, which is the licensee of KHDR(FM), Lenwood, CA and KHRQ(FM), Baker, CA. The interest in these stations was listed in the Form 301 as originally filed by Point Five.

The principals of Point Five have only a minority interest in The Drive, LLC. Other principals of The Drive LLC have interests in other stations in the market. However, the principals of Point Five have no interest in any of the stations owned by other principals of The Drive, LLC, and the other principals of The Drive, LLC will have no interest in this new station in Barstow.

The management of the stations owned by The Drive LLC is principally done by the majority owner of the company. That majority owner will have no role in the management of the proposed new station in Barstow. The new Barstow station will be operated wholly independently from the stations owned by The Drive, LLC, and it will also be operated independently from any other station in Victor Valley not owned by the principals of Point Five.

At one point, the BIA reports for this market did not list The Drive, LLC as the licensee of KHDR and KHRQ despite the fact that the company is listed as the licensee in all FCC records. The BIA database has now been corrected, and The Drive LLC is listed as the licensee of these stations. A copy of the revised BIA market ownership listing for Victor Valley is attached.

Joint ventures such as the operation of the stations owned by The Drive LLC are themselves subject to the application of the multiple ownership rules, but the fact that there is a joint venture has no impact on separate broadcast interests in the same market of the principals of the joint venture. The interests of the principals of The Drive, LLC who are not principals of Point Five have no impact on the FCC's consideration of the application of Point Five for the new Barstow station. In the past, these interests would have been considered under the "cross-interest policy." That policy, which was based on concerns that the principals of joint ventures in a market would be less likely to compete with each other in their independent media interests, was abolished by the FCC in the Report and Order in *Attribution of Broadcast and Cable/ MDS Interests*, 16 CR 114714, FCC Rcd 12559 (1999). At paragraph 115 of that order, the Commission stated:

With respect to joint ventures, we believe that application of a cross-interest policy is unwarranted. The ownership and attribution rules define the level of combined ownership that is permissible in the local market. Many joint ventures are already covered by the attribution/ownership rules, and they may also be covered to some extent by the EDP rule. Accordingly, a joint venture between two licensees in a market to acquire additional broadcast entities in the same

market may be subject to the radio-television cross-ownership rule or the relevant duopoly rule.

Thus, the interests of the other party in the joint venture (The Drive, LLC) have no impact on the analysis of the ownership of the Point Five principals in this application for the new station in Barstow. Only the Point Five principal's interests need to be considered and, as they will have interests in only 3 FM stations upon the grant of the Barstow application, they comply with the multiple ownership rules in that market. As the Victor Valley market has 37 stations according to BIA, attributable interests in 3 stations in that market is clearly permissible.

As stated in the multiple ownership showing in the application for the application for the Barstow station as originally submitted, there is no overlap between the contours of this proposed station and any station in which the Point Five principals have an attributable interest but for the stations owned by The Drive LLC. Thus, the ownership of this new station, along with the ownership of the Point Five principals in the stations owned by The Drive, LLC, is permissible under FCC rules, and this application should be granted.



## FCC Geographic Market Definition for Victor Valley, CA

Call Letters	AM/FM	Freq	Station Type	Format	Home Market	Market		Owner	City & State of License	County of License
						Designtn Date	Home Mkt Rank			
KATJ	FM	100.7	C	Country	Victor Valley, CA	07/02/2003	115	Frontier Radio Management Inc	George, CA	San Bernardino
KBTW	FM	104.5	C	Mexican	Victor Valley, CA	07/02/2003	115	Lazer Broadcasting Corporation	Lenwood, CA	San Bernardino
KCDZ	FM	107.7	C	Hot AC	Victor Valley, CA	07/02/2003	115	Morongo Basin Broadcasting	Twentynine Palms, CA	San Bernardino
KCLZ	FM	95.5	C	AOR	Victor Valley, CA	07/02/2003	115	Sunnylands Broadcasting LLC	Twentynine Palms, CA	San Bernardino
KDGL	FM	106.9	C	Clisc Hits	Victor Valley, CA	06/15/2006	115	MCC Radio LLC	Yucca Valley, CA	San Bernardino
KDUC	FM	94.3	C	CHR/Rhymc	Victor Valley, CA	07/02/2003	115	Dos Costas Communications Corp	Barstow, CA	San Bernardino
KDUQ	FM	102.5	C	CHR/Rhymc	Victor Valley, CA	07/02/2003	115	Dos Costas Communications Corp	Ludlow, CA	San Bernardino
KFLG	FM	94.7	C	Country	Victor Valley, CA	07/03/2007	115	Cameron Broadcasting Inc	Big River, CA	San Bernardino
KHDR	FM	96.9	C	Rock	Victor Valley, CA	07/02/2003	115	The Drive LLC	Lenwood, CA	San Bernardino
KHMJ	FM	95.1	C	Variety	Victor Valley, CA	12/08/2014	115	Hispanic Target Media	Trona, CA	San Bernardino
KHMS	FM	88.5	NC	ChrsContem	Victor Valley, CA	07/02/2003	115	Faith Communications Corporation	Victorville, CA	San Bernardino
KHRQ	FM	94.9	C	Rock	Victor Valley, CA	07/02/2003	115	The Drive LLC	Baker, CA	San Bernardino
KHWY	FM	98.9	C	Hot AC	Las Vegas, NV	03/24/2009	32	KHWY Inc	Essex, CA	San Bernardino
KHWZ	FM	100.1	C	DARK	Victor Valley, CA	07/02/2003	115	KHWY Inc	Ludlow, CA	San Bernardino
KHYZ	FM	99.7	C	Hot AC	Las Vegas, NV	03/24/2009	32	KHWY Inc	Mountain Pass, CA	San Bernardino
KIQQ	AM	1310	C	Mexican	Victor Valley, CA	07/02/2003	115	Casa Media Partners LLC	Barstow, CA	San Bernardino
KIQQ	FM	103.7	C	Mexican	Victor Valley, CA	07/02/2003	115	Casa Media Partners LLC	Newberry Springs, CA	San Bernardino
KIXA	FM	106.5	C	Clisc Rock	Victor Valley, CA	07/02/2003	115	Frontier Radio Management Inc	Lucerne Valley, CA	San Bernardino
KIXF	FM	101.5	C	Country	Victor Valley, CA	07/02/2003	115	KHWY Inc	Baker, CA	San Bernardino
KIXW	AM	960	C	Talk	Victor Valley, CA	07/02/2003	115	Frontier Radio Management Inc	Apple Valley, CA	San Bernardino
KIXW	FM	107.3	C	Country	Victor Valley, CA	07/02/2003	115	KHWY Inc	Lenwood, CA	San Bernardino
KJVV	FM	101.9	C	DARK	Victor Valley, CA	002 12/014	115	Virtues Communications Network LLC	Twentynine Palms, CA	San Bernardino
KNWH	AM	1250	C	News/Talk	Victor Valley, CA	07/02/2003	115	MCC Radio LLC	Yucca Valley, CA	San Bernardino
KODV	FM	89.1	NC	Span/CCtm	Victor Valley, CA	07/06/2005	115	Ondas de Vida Network Inc	Barstow, CA	San Bernardino
KOCM	FM	105.3	C	DARK	Victor Valley, CA	07/02/2003	115	S and H Broadcasting LLC	Twentynine Palms, CA	San Bernardino
KQTE	AM	1450	C	Oldies	Victor Valley, CA	06/29/2011	115	Love, Charles W	Helendale, CA	San Bernardino
KRAK	AM	910	C	Sports	Victor Valley, CA	07/02/2003	115	CBS Radio	Hesperia, CA	San Bernardino
KRXV	FM	98.1	C	Hot AC	Victor Valley, CA	07/02/2003	115	KHWY Inc	Yermo, CA	San Bernardino
KSZL	AM	1230	C	Talk	Victor Valley, CA	07/02/2003	115	Dos Costas Communications Corp	Barstow, CA	San Bernardino
KVFG	FM	103.1	C	Clisc Hits	Victor Valley, CA	07/02/2003	115	CBS Radio	Victorville, CA	San Bernardino
KVTR	AM	1590	C	Rhymc/Olde	Victor Valley, CA	07/02/2003	115	RuDex Broadcasting Limited	Victorville, CA	San Bernardino
KWRN	AM	1550	C	Mexican	Victor Valley, CA	07/02/2003	115	Major Market Stations Inc	Apple Valley, CA	San Bernardino

"C" - Commercial Station; "NC" - Non Commercial Station

"p" indicates pending sale to owner listed



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Call Letters	AM/FM	Freq	Station Type	Format	Home Market	Market Designtn Date	Home Mkt Rank	Owner	City & State of License	County of License
KXCM	FM	96.3	C	Country	Victor Valley, CA	07/02/2003	115	Copper Mountain Broadcasting Company	Joshua Tree, CA	San Bernardino
KXRD	FM	89.5	NC	Chrst/Altve	Victor Valley, CA	07/02/2003	115	Educational Media Foundation	Victorville, CA	San Bernardino
KXXZ	FM	95.9	C	Mexican	Victor Valley, CA	07/02/2003	115	Dos Costas Communications Corp	Barstow, CA	San Bernardino
KYZA	FM	92.7	NC	Chrst/Altve	Victor Valley, CA	07/24/2003	115	Educational Media Foundation	Adelanto, CA	San Bernardino
KZXY	FM	102.3	C	Hot AC	Victor Valley, CA	07/02/2003	115	Frontier Radio Management Inc	Apple Valley, CA	San Bernardino

Number of Stations in Geographic Market 37

Previous Stations in Geographic Market

"C" - Commercial Station; "NC" - Non Commercial Station

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