

EXHIBIT 1  
PRECLUSION STATEMENT  
CLEVELAND, OHIO 283D  
KEVIN J. YOUNGERS  
FCC FORM 349  
MARCH 2013

This Preclusion Statement is in support of a minor change application, FCC form 349, being filed on behalf of Kevin J. Youngers in regards to a new FM translator from the Auction 83 Filing Window, application BNPFT-20030317LOD, for Cleveland, Ohio, facility ID 157726.

Kevin J. Youngers is proposing to relocate to an existing tower site, ASR 1219643, at the coordinates N. 41°-29'13", W. 81°-41'02", NAD 27. The proposed operation will use a Nicom single bay nondirectional antenna with an Effective Radiated Power of 1 Watt. The antenna will be mounted at the 80 meters Above Ground Level, with a Center of Radiation at 258 meters Above Mean Sea Level.

According to DA 13-427, attachment B of March 14, 2013, this minor change requires a preclusion showing. The proposed transmitter site is within the Spectrum Limited Market Grid of Cleveland, Ohio. Fig. 1 shows the Cleveland Grid Test performed as specified in Attachment B of DA 13-427.

Fig. 1 shows that there are no LPFM licensing opportunities currently on the proposed FM translator channel, 283, or on either of the 1<sup>st</sup> adjacent channels. In fact, there aren't any on the 2<sup>nd</sup> and 3<sup>rd</sup> adjacent channels, either. Therefore, the new proposal will not preclude any identified LPFM channel/point licensing opportunity within the Cleveland Spectrum Available Market Grid.

The new site is within a Spectrum Limited Top-50 Market, but not outside the Market Grid, so no Top-50 Transmitter Site Test is required in the preclusion study according to Appendix B of DA13-427.

The new site is not within 39 km of any other Market Grids.

Therefore, the new proposal will not preclude any identified LPFM channel/point licensing opportunity within the Cleveland Spectrum Available Market Grid or, for that matter, in any other Market Grid.