

## **Exhibit 12**

### **Technical Statement W299BA Port Jervis, NY**

**May, 2013**

The purpose of this application is to propose a new location for W299BA. The transmitter site, power and directional antenna will change. It remains a fill-in for WDLC(AM).

This proposed facility is within the 39km buffer of the Newburgh-Middletown, NY (Mid Hudson Valley) Spectrum Limited Grid (market # 39). It is within the Newburgh-Middletown market. This proposal does not preclude any future LPFM opportunities. Attached is a map that depicts the LPFM grid points on 299 and shows that the applicable contour of 32km does not cross the points.

The Preclusion Study below uses the FCC's LPFM Grid Tool with current data. The following criterion applies when analyzing this proposal:

1. Protect all authorizations and applications on co-channel and first adjacent channels.
2. Ignore second adjacent and IF Requirements
3. Protect existing TV Channel 6
4. Protect existing CP and APP Records
5. Protect existing FM Translators
6. Protect existing TV Channel 6 Translators and LP
7. Ignore all Auction 83 applications.

The Newburgh-Middletown Grid Preclusion Study shows that there are thirteen LPFM channels that can exist within the Newburgh-Middletown, NY Grid. These channels include 229, 230, 240, 266, 272, 278, 280, 281, 282, 286, 287, 294, and 299. As demonstrated, the subject channel of 299 is fully protected and as such no preclusion to these future possible proposals exists. This proposed facility will have no effect on any LPFM facilities that may operate in the Newburgh-Middletown, NY grid. Further, no LPFM facilities on any channel are precluded from operating on the proposed site.

The details of the LPFM Grid Tool are contained below. The subject channel is highlighted in green.

Newburgh-Middletown, NY May 4, 2013  
Latitude 41-30-12  
Longitude 074-00-32  
Grid Size 31 x 31  
Micro FM 100 Watts at 30m HAAT  
Co-Channel and 1st Adjacent Protected  
2nd Adjacent Channel Not Protected  
3rd Adjacent Channel Not Protected  
I.F. Not Protected  
TV Channel 6 Protected  
CP Records Protected  
APP Records Protected  
FM Translators Protected  
TV Channel 6 Translators/LP Protected  
Auc83 FX App Records Not Protected

Chan	Avail	Chan	Avail	Chan	Avail	Chan	Avail	Chan	Avail
200	0	220	0	240	5	260	0	280	14
201	0	221	0	241	0	261	0	281	52
202	0	222	0	242	0	262	0	282	11
203	0	223	0	243	0	263	0	283	0
204	0	224	0	244	0	264	0	284	0
205	0	225	0	245	0	265	0	285	0
206	0	226	0	246	0	266	11	286	11
207	0	227	0	247	0	267	0	287	4
208	0	228	0	248	0	268	0	288	0
209	0	229	24	249	0	269	0	289	0
210	0	230	11	250	0	270	0	290	0
211	0	231	0	251	0	271	0	291	0
212	0	232	0	252	0	272	1	292	0
213	0	233	0	253	0	273	0	293	0
214	0	234	0	254	0	274	0	294	2
215	0	235	0	255	0	275	0	295	0
216	0	236	0	256	0	276	0	296	0
217	0	237	0	257	0	277	0	297	0
218	0	238	0	258	0	278	4	298	0
219	0	239	0	259	0	279	0	299	14
								300	0

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Total 164

Total allotments, least preclusive spacing: 12  
Total allotments, most preclusive spacing: 11

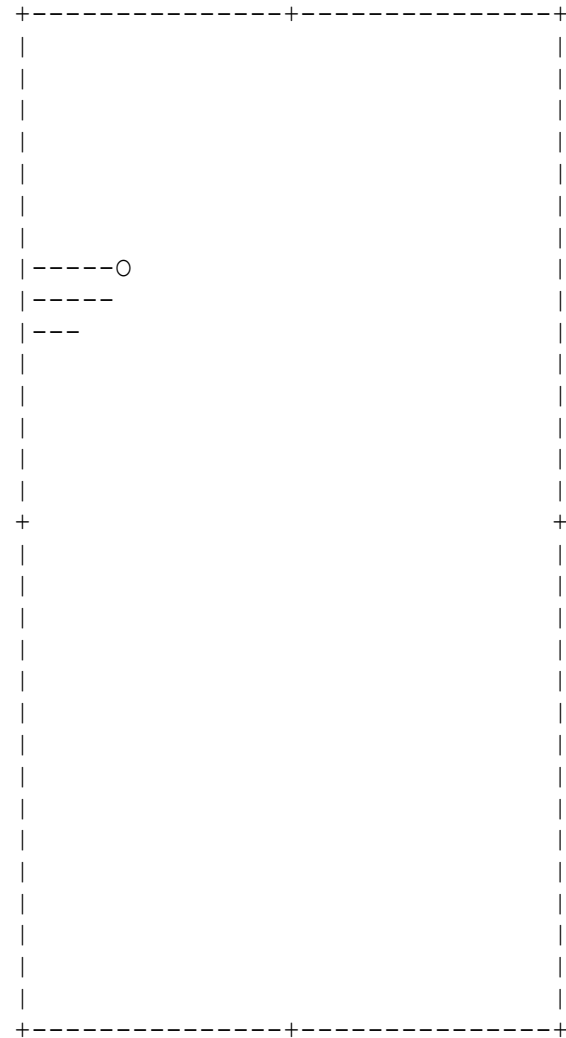
Newburgh-Middletown, NY

Latitude 41-30-12

Longitude 074-00-32

Least preclusive siting

Availability of Channel 299 (X)



Point #799 at 41-38-12 074-10-32

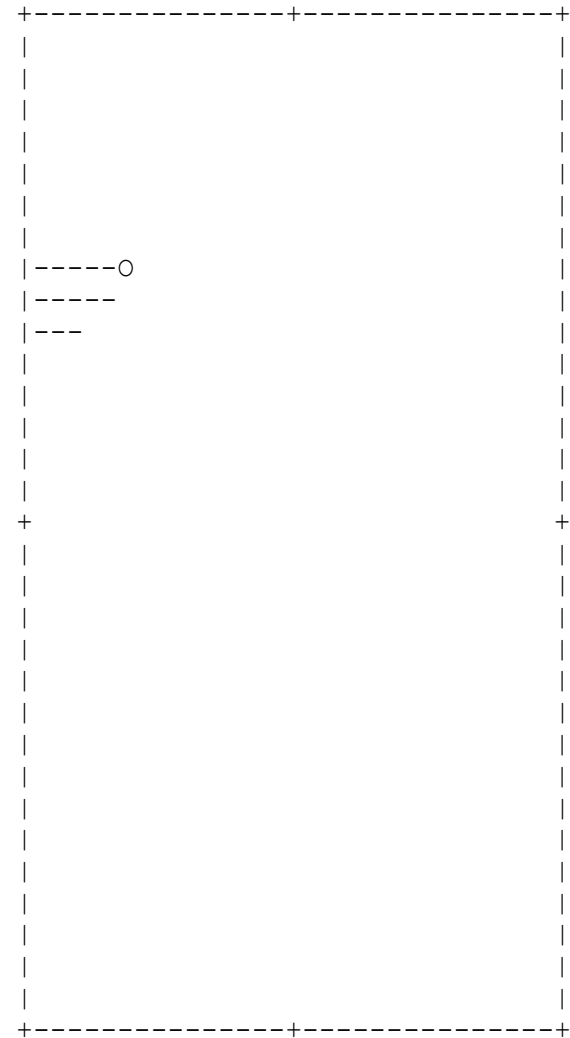
Newburgh-Middletown, NY

Latitude 41-30-12

Longitude 074-00-32

Most preclusive siting

Availability of Channel 299 (X)



Point #799 at 41-38-12 074-10-32