

Renewal Exhibit

Online Public Inspection File

The Licensee became subject to the requirement to upload public inspection file documents in the FCC online public inspection file (“OPIF”) as of March 1, 2018. *See* 47 C.F.R. § 73.3527(b)(2)(ii).

The Licensee was late to upload to the WUAW(FM) (“WUAW”) OPIF materials related to a 2015 random EEO audit. WUAW is part of an employment unit with commonly-owned station WDCC(FM), Sanford, NC (“WDCC”). The employment unit collectively has, and at the time of the EEO audit had, fewer than five full-time employees. WDCC was identified as the subject of the EEO audit and responded for both stations. All required EEO audit materials were timely uploaded and made available in the WDCC online public inspection file at all relevant times. However, the Licensee inadvertently failed to upload the EEO audit materials to WUAW’s OPIF at the time the paper public inspection file was converted to the online public inspection file. The Licensee immediately uploaded the materials to the WUAW OPIF upon discovering the omission.

The Licensee submits that the late upload described above is *de minimis* under the circumstances and not material to its overall compliance with 47 C.F.R. § 73.3527. The Commission has previously granted license renewal applications, or issued enforcement decisions in the context of license renewal, for analogous public file deficiencies without monetary sanctions. *See, .e.g., EZ New Orleans, Inc.*, Memorandum Opinion and Order, 15 FCC Rcd 7164, FCC 99-259 (1999) (involving absence of listener complaint letters in the public inspection file); *Mark Lipp, Esq.*, Letter Decision, 21 FCC Rcd 17305, (MB 2008) (involving issues/programs lists that were transferred from public inspection file to a different location); *Allen Broadcasting Corp.*, Notice of Apparent Liability, 30 FCC Rcd 4512 (MB 2015) (admonishment but no monetary sanction for failure to timely upload to the OPIF issues/programs lists from the period prior to the OPIF implementation date until nearly 18 months after the deadline); *NPG of Oregon, Inc.*, Notice of Apparent Liability, 30 FCC Rcd 4782 (MB 2015) (same, but uploaded nearly 19 months after the deadline); *Robert H. Pettitt*, Letter Decision, 30 FCC Rcd 14510 (MB 2015) (same, but uploaded more than two years after the deadline). The Licensee respectfully requests similar treatment under the circumstances of this case, particularly given the availability of the material in the WUAW paper public file and in the WDCC online public file.

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