

Renewal Exhibit

FCC Violations

The Licensee voluntarily disclosed certain rule violations it discovered during prior license terms and the current license term in the context of a transfer of control application filed in 2018 (File No. BTC-20180426ABF). The violations involved unauthorized transfers of control and failure to file Biennial Ownership Reports for the period 1999 through 2015, in violation of Section 310 of the Communications Act, as amended, and 47 C.F.R. §§ 73.3540, 73.3615, and 73.3526. The Licensee thereafter voluntarily entered into a Consent Decree, paid a monetary forfeiture in the amount of eight thousand dollars (\$8,000), and implemented a compliance plan.¹ The Commission terminated the investigation and has taken no further action with respect to this matter.

Non-Discrimination in Advertising Sales Agreements

Out of an abundance of caution, the Licensee has certified in the negative because it does not use written advertising sales agreements. The station operates in the small market of Forest City, NC (population 7,153).² The station's advertisers are local, and the station and its general manager are well-known to the local business community. Given the long-standing history between the station and its advertisers, the Licensee has not relied on formal written contracts. As of the date of this application, the Licensee has incorporated non-discrimination clauses in its written communications with advertisers.

The Licensee's sales practices, including its verbal advertising sales agreements, do not discriminate on the basis of race or ethnicity. At no time has the station, to its knowledge, accepted advertising that was placed with an intent to discriminate on the basis of race or ethnicity.

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. § 73.3526(b).

The Licensee's 2017 Biennial Ownership Report was timely filed and available in the OPIF

¹ *See WAGY, Inc. for Approval of Transfer of Control of WAGY(AM), Forest City, North Carolina, and W298CZ, Forest City, North Carolina, Order and Consent Decree, DA 19-4 (MB Feb. 13, 2019) (the "Consent Decree").*

² U.S. Census Bureau data for Forest City, North Carolina (town), *available at* <https://www.census.gov/quickfacts/fact/table/US/PST045218>.

at all relevant times. However, as disclosed in its transfer of control application giving rise to the Consent Decree discussed above, the Licensee did not file 2011, 2013, or 2015 Biennial Ownership Reports and was, in fact, unable to file such reports once the failure to file was discovered following the conversion to the Commission's LMS system. Accordingly, the Licensee did not have these three reports timely placed in the public inspection file. The Licensee included the relevant ownership data for each biennial year in the 2018 transfer of control application, File No. BTC-20180426ABF. Moreover, the Commission has reviewed and resolved this matter through the Consent Decree.

Out of an abundance of caution, the Licensee placed a copy of the Consent Decree in the OPIF in July 2019. The Consent Decree has otherwise been a matter of public record and available on the Internet and at the station since its release in February 2019. To the extent the Consent Decree was required to be placed in the OPIF earlier than July 2019, the Licensee respectfully submits that its delayed upload is not material to its overall compliance with 47 C.F.R. § 73.3526.

The Licensee wishes to note that the Fourth Quarter 2018 issues/programs list was timely filed once the federal government reopened after the shutdown.

* * * * *