

## **Newspaper/Broadcast Cross-Ownership Certification**

Pursuant to the Commission's Public Notice dated December 20, 2019, Cox Radio, Inc. ("Cox") hereby sets forth its compliance with the Commission's cross ownership rules now in effect in revised section 73.3555.<sup>1</sup>

The Commission recently issued an Order approving the transfer of control of certain radio licenses for stations serving the Dayton, Ohio Nielsen Audio Metro market (the "Dayton Radio Stations") and three daily newspapers published in communities (the "Dayton Newspapers") served by the Dayton Radio Stations from Cox Enterprises, Inc. ("CEI") to Terrier Media Buyer, Inc. ("Terrier").<sup>2</sup> As a condition of that order, Terrier is required to either divest its interest in or cease daily print distribution of the Dayton Newspapers no later than March 16, 2020.<sup>3</sup>

Other than this Commission-sanctioned, temporary cross-ownership of the Dayton Radio Stations and the Dayton Newspapers, the station licensee (and each party with an attributable interest in the licensee) hereby certifies that it is in compliance with the Newspaper/Broadcast and Radio/Television Cross-Ownership rules in revised 47 C.F.R. § 73.3555.

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<sup>1</sup> See *Media Bureau Announces Procedures for Processing License Renewal Applications for Commercial Radio Stations in Light of Third Circuit Mandate*, Public Notice, DA 19-1304 (rel. Dec. 20, 2019).

<sup>2</sup> *Consent to Transfer Control of Certain License Subsidiaries of NBI Holdings, LLC to Terrier Media Buyer*, Memorandum Opinion and Order, DA 19-1206 (rel. Nov. 22, 2019) (the "Terrier Order").

<sup>3</sup> See Letter from Michelle M. Carey, Chief, Media Bureau, to Michael D. Basile, counsel for Terrier Media Buyer, Inc., MB Docket Nos. 19-98, 19-197, dated January 14, 2020; see also *Terrier Order* at para. 45. This condition is required because, although no restriction on the common ownership of radio and newspaper properties in the same market existed at the time CEI applied to transfer its radio station licenses to Terrier, on September 23, 2019 the United States Court of Appeals for the Third Circuit reinstated the Newspaper/Broadcast Cross-Ownership Rule ("NBCO"). Note that in addition to the Dayton Radio Stations and the Dayton Newspapers, CEI previously owned a television station, radio stations, and a daily newspaper in the Atlanta market. Terrier did not acquire any interest in the Atlanta daily newspaper. CEI's remaining interest in Terrier's Atlanta television and radio stations, the Dayton Radio Stations, and the Dayton Newspapers is not attributable for purposes of 47 C.F.R. Section 73.3555(d).