

Pending License Renewal Applications

During the pendency of the instant transfer of control application (CDBS File No. BTCCDT-20200821AAH) (the “Transfer of Control Application”), license renewal applications (collectively, the “License Renewal Applications”) were filed for the following broadcast stations (collectively, the “Stations”) which are the subject of the Transfer of Control Application:

| <u>Call Sign</u> | <u>Service</u> | <u>Community of License</u> | <u>State</u> | <u>Facility ID No.</u> | <u>License Renewal File No.</u> |
|-------------------------|-----------------------|------------------------------------|---------------------|-------------------------------|--|
| WJAN-CD | CD | Miami | FL | 60165 | 0000123416 |
| WIRS | DT | Yauco | PR | 39887 | 0000123424 |
| WJWN-TV | DT | San Sebastian | PR | 58342 | 0000123421 |
| WJPX | DT | San Juan | PR | 58340 | 0000123428 |
| WKPV | DT | Ponce | PR | 58341 | 0000123426 |

The license renewal applications were filed by Transferor, America-CV Station Group, Inc., Debtor-In-Possession (“Transferor”), in the ordinary course to ensure that the Stations complied with the license renewal application filing deadline of October 1, 2020.

Pursuant to the Commission’s longstanding *Shareholders of CBS* policy,¹ the Commission may process and grant the Transfer of Control Application so long as: (1) no basic qualifications issues against the Transferor or the Transferee, America-CV Station Group, Inc. (“Transferee”), were raised or, if raised, were resolved favorably; and (2) the Transferee explicitly agrees to stand in the shoes of the seller in any renewal proceeding that is pending at the time of consummation of the Transfer of Control Application – including the above-referenced License Renewal Applications.² Applicants note that on February 9, 2021, pursuant

¹ *Shareholders of CBS Corporation*, Memorandum Opinion and Order on Reconsideration, 16 FCC Rcd. 16072, 16072-73 (2001) (stating that the Commission will grant transfer of control applications during the pendency of renewal applications so long as there are no basic qualification issues pending against either the transferor or the transferee that could not be resolved in the context of the transfer proceeding, and the transferee “explicitly assents to standing in the stead of the transferor in the renewal proceeding”).

² *See, e.g., Consent to Transfer Control of Certain Subsidiaries of Univision Holdings, Inc. to Searchlight III UTD, L.P., ForgeLight (United) Investors, LLC, and Grupo Televisa, S.A.B.*, Memorandum Opinion and Order and Declaratory Ruling, 35 FCC Rcd. 14835, 14843, ¶ 25 (MB 2020); *J. Stewart Bryan III and Media General Communications Holdings, LLC (Transferor)*,

to FCC staff request, Applicants amended the Transfer of Control Application to file a Petition for Temporary and Limited Waiver of Section 1.5000(a)(1) of the Commission's rules to permit America-CV Station Group, Inc.'s ("ACV") emergence from bankruptcy before the Commission considers ACV's Petition for Declaratory Ruling to increase its indirect foreign ownership interests in excess of the 25% benchmark as set forth in Section 310(b)(4) of the Communications Act of 1934, as amended (the "Act").³ Those Petitions remain pending.

Notwithstanding the pending outcomes of those Petitions, Applicants do not have any basic qualification issues outstanding. Accordingly, Applicants respectfully request that the Commission process and grant the Transfer of Control Application, and permit the closing of the transaction as proposed therein, during the pendency of any such license renewal proceedings – including the above-referenced License Renewal Applications.

In furtherance of this request, Transferee hereby agrees to succeed to the position of Transferor with respect to any and all Transferor stations that have pending renewal applications upon consummation of the Transfer of Control Application – including the above-referenced License Renewal Applications.

Shareholders of New Young Broadcasting Holding Company, Inc., and Its Subsidiaries (Transferor), and Post-Merger Shareholders of Media General, Inc. (Transferee), for Consent to Transfer of Control of Licenses, Memorandum Opinion and Order, 28 FCC Rcd 15509, 15525-26, ¶¶ 42-43 (MB 2013).

³ 47 U.S.C. § 310(b)(4); 47 C.F.R. § 1.5000(a)(1). *See also* Petition for Temporary and Limited Waiver of America-CV Station Group, Inc., CDBS File No. BTCCDT-20200821AAH (filed Feb. 9, 2021); Petition for Declaratory Ruling of America-CV Station Group, Inc., CDBS File No. BTCCDT-20200821AAH (filed Aug. 21, 2020).