

**ESTABLISHED DISTINCT COMMUNITY PRESENCE**

Kutztown University traces its origin to September 15, 1866, when the Keystone Normal School was established on what is now the site of the Old Main Building on the University's Kutztown, Pennsylvania campus.

In 1928, the institution was designated Kutztown State Teacher's College by the legislature of the Commonwealth, and authorized to confer bachelor's degrees. In 1960, the name of the institution was changed by the Commonwealth of Pennsylvania's Department of Education to Kutztown State College.

On July 1, 1983, an Act of the Pennsylvania General Assembly created the Pennsylvania State System of Higher Education ("PASSHE") and KU was statutorily designated a member institution of PASSHE.

Thus, while KU has operated as a nonprofit public educational institution with multiple identities, the institution has been located in Kutztown, Pennsylvania since 1866 and serves Kutztown and its surrounding area. Its existence is perpetual and it would take an Act of the Pennsylvania General Assembly to sell the property upon which the University's buildings stand (i.e. to relocate the University) or to close it.

As shown in the Engineering Statement, the proposed station's main studio will be located in Kutztown, Pennsylvania on the University's campus, approximately 15 miles from the station's transmitter site. Kutztown, Pennsylvania is not located in a top 50 urban market, so the location of the University, as proposed licensee, and the proposed main studio on the University's campus are in compliance with the requirements of the FCC's rules.<sup>1</sup>

KU pledges to maintain a publicly accessible main studio that has local program origination capability, is reachable by telephone, and is staffed at least 20 hours per week between 7 a.m. and 10 p.m. The location of this main studio will be on KU's campus at 188 McFarland Student Union Building, Kutztown, PA 19530. The phone number will be 610-683-

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<sup>1</sup> 47 CFR §§73.853(b)(1) and 73.872(b)(3)

4058. This main studio location is within 20 miles of the LPFM's transmitting antenna's proposed site.