

## **KOMS(FM) Renewal Certification Exhibit**

### **Preliminary Statement**

The ultimate parent of the licensee, Cumulus Media Inc. (“Cumulus”), as well as various other direct and indirect wholly-owned subsidiaries, emerged from a Chapter 11 bankruptcy proceeding on May 10, 2018. As a result, the station which is the subject of this renewal application was transferred to the licensee on June 4, 2018 pursuant to a long-form transfer of control application (File No. BTC-20180322ALP). Therefore, the license term with respect to this station commenced on June 4, 2018.<sup>1</sup>

### **Online Public Inspection File**

There are documents in the station’s political file that were not uploaded in a timely manner pursuant to 47 C.F.R. §73.3526 of the Commission’s Rules. In addition, despite the licensee’s diligent efforts, there are documents that were not filled out in their entirety, e.g., a list of the officers or board members for non-candidate issue ads, or where the issue was of national importance, a statement about the issue. In such cases, the advertiser failed to provide this information.

On July 22, 2020, the Commission issued an *Order and Consent Decree* (DA 20-776)<sup>2</sup> in which Cumulus agreed to report any violations of Section 73.1943(c) of the Commission’s Rules. Cumulus reports that, since the effective date of the *Order and Consent Decree*, there have been no violations of this rule.

Also, several quarterly Issues/Programs lists in 2018 and 2019 were uploaded late. The persons responsible for uploading these lists has corrected this problem and since 3<sup>rd</sup> quarter 2019, all issues programs lists have been uploaded on time and in the correct file. The licensee is committed to continuing to timely upload these lists correctly going forward.

Those station employees who have responsibility for preparing and maintaining the documentation required to be uploaded to the station’s online public file, including its political file, have attended training sessions with respect to the FCC’s requirements and have implemented procedures to ensure that the required documentation will contain all of the appropriate information and will be placed in the station’s online public file, including its political file, in a timely manner going forward.

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<sup>1</sup> See Instructions—Form 2100, Schedule 303-S – Renewal of Broadcast Station License at 2 (2019); *Citadel Broadcasting Company*, 25 FCC Rcd 15060, 15062 (MB 2010).

<sup>2</sup> File No. MB/POL-07072020C