

STATEMENT AS TO PUBLIC INSPECTION FILE RULE COMPLIANCE

The applicant wishes to advise the Commission that it has, in preparing its renewal application, determined it has not been as diligent as required in the process of uploading and maintaining a portion of its online public inspection file during the renewal period.

In connection therewith, the applicant has determined that errors occurred in the timely uploading of issues/programs lists and political advertising agreements as the transition to online public inspection files, for small market radio stations, occurred in 2018.

The applicant has determined that Issues/Programs reports were not timely uploaded in Q1, 2 and 4 of 2018, Q1 and 2 of 2019, and in Q4 of 2020. The applicant has recognized these problems and has installed a new management level staff member to undertake corrective measures to ensure that such failures will not occur in the future.

The applicant has determined that political advertising orders, entered into in October 2018, were delayed in their uploading. In connection with federal candidates, one order was uploaded four days after execution, three orders were uploaded seven days after execution, and one was uploaded 11 days after execution. In connection with local candidates, one order was uploaded three months after execution and another was uploaded 103 days after execution. In connection with non-candidate issue ads, two orders were uploaded three days after execution, one was uploaded four days after execution, another was uploaded 11 days after execution and a final one was uploaded 34 days after execution.

In 2019, one candidate ad was uploaded four days after execution.

During the 2020 election cycle, there were also cases of political advertising being uploaded on a delayed basis. In connection with the state primary election, one order was

uploaded four days after execution and another was uploaded 97 days after execution. In connection with the general election federal candidate orders, two orders were uploaded three days after execution and another was uploaded seven days after execution. In connection with local candidates, one order was uploaded three days after execution and another was uploaded 143 days after execution.

As previously noted, the licensee has placed a new management-level employee in charge of the Station's public inspection file, provided her with training and supervision, and expects that the Station will be timely in its future uploading of political advertising orders.

The Commission has recognized that, in this round of license renewals, the Commission's interest is in having online public inspection files be accurate as of the license renewal date. To that end, the Commission has announced that it is only where public inspection file compliance is not effectuated by the "deadline for filing a station's renewal application" will that failure result in any impact or adverse action involving the renewal application. *Public Notice*, 34 FCC Rcd 1344 (MB 2019). The applicant submits that this is an appropriate policy that should be applicable to the applicant in this instance, where the public inspection file errors occurred early in the online transaction and are few in number.