

FCC Form 303-S
Public Inspection File

The Station completed its 1st quarter 2022 issues/program list and the 1st quarter 2017 Children's Programming Commercial Limits Certification in a timely manner but in both instances the upload occurred a few minutes after 11:00 PM Mountain Time Zone which is past the Eastern Time Zone FCC deadline. The Station also prepared the 3rd quarter Commercial Limits Certification, but upload did not occur until January 28, 2019, when the error was discovered.

KTVW-DT, Phoenix, AZ (the "Station") believes that it has generally met the requirement in Section 73.1943(c) of the FCC rules to post political orders to the online public inspection file "immediately, absent unusual circumstances." The Station is not aware of any political spot for which it did not post information to the public inspection file. In an abundance of caution, the Station reports the following:

- In June 2020, the Station uploaded information for a non-candidate buy for Taxpayers Protection Alliance 7 days after the contract was finalized.
- In July 2020, the Station received information for four contracts for non-candidate issue ads for Duty & Honor and uploaded the information 13 days after the contracts were finalized.
- In July and August 2020, the Station received information for four contracts for non-candidate issue ad for Senator Majority PAC and uploaded between 6 and 24 days after the contract date.
- In August 2020, the Station uploaded information for a candidate buy for Donald Trump, 4 days after the contract was finalized.
- Also in August 2020, the Station received orders for 8 spots from Mark Kelly for Senate and uploaded information to the public file 6-42 days after the contract date. Information for all but one of these spots was uploaded before start of the flight.
- In August 2020 the Station received 2 non-candidate ads for Por Nuestras Familias (For Our Families) and uploaded information 32 days after the contract date, but not after the start of the flight.
- In September 2020, the Station received information for 3 non-candidate buys for American Federation of State County and Municipal Employees International Union and uploaded information related to those buys between 9 and 27 days after the contract date.
- In March 2021, the Station uploaded information for a non-candidate buy for National Republican Senatorial Committee 24 days after the contract was finalized.
- In May 2021, the Station uploaded information for a non-candidate buy for ECU-LAVAF-End Citizens United-Let America Vote Action Fund 20 days after the contract was finalized.
- In August 2021, the Station uploaded information for two non-candidate buys one for AARP and the other for Building Back Together between 8 and 9 days after the contract was finalized.

- In September 2021, the Station uploaded information for a non-candidate buy for Center Forward 5 days after the contract was finalized but before the end of the flight dates.
- In November 2021, the Station uploaded information for two non-candidate buys one for Poder Latinx and the other for New Democracy 7 days after the contract was finalized.

TelevisaUnivision submits that these periods coincided with a significant surge in the COVID-19 Pandemic in Arizona following following the expiration of the Governor’s original stay at home order.¹

On June 1, 2020, the state reported a record high of 1,099 hospitalizations that were suspected to be COVID-19 related. Just a week later, there were over 27,000 cases and over 1,000 known deaths, and Dr. Cara Christ, the Arizona Department of Health Services director, warned hospitals to “fully activate” emergency plans. On June 29, Governor Ducey ordered bars, movie theaters, and gyms to close, in a partial reversal of the state's reopening. On June 30, 2020, Phoenix and 8 other cities in the metropolitan area announced the cancellation of their fireworks displays.

By July 3, 2020, over 90% of licensed intensive care unit hospital beds were unavailable in Arizona. On July 9, as the death toll reached 2,000 and the total number of cases passed 112,000, Governor Ducey issued an executive order directing restaurants to restrict dining capacity. On July 23, the governor issued an executive order extending the temporary closure of certain businesses and prohibiting organized gatherings of more than 50 people.

To be clear, TelevisaUnivision recognizes the importance of posting political information to the public file “immediately” absent unusual circumstances. With the benefit of experience in dealing with these unusual circumstances, Univision has worked with its employees involved in the political sales process to emphasize the need for timely posting of relevant documentation even in adverse circumstances such as this year’s events.

¹ COVID-19 pandemic in Arizona, https://en.wikipedia.org/wiki/COVID-19_pandemic_in_Arizona; see also How Arizona’s COVID-19 pandemic unfolded: A timeline, [Hannah Foote](https://cronkitenews.azpbs.org/2020/07/13/how-arizonas-covid-19-pandemic-unfolded-a-timeline/)/Cronkite News, July 13, 2020, <https://cronkitenews.azpbs.org/2020/07/13/how-arizonas-covid-19-pandemic-unfolded-a-timeline/>
