

Online Public Inspection File

The Licensee has certified in the negative to the question asking whether the documentation required by 47 C.F.R. § 73.3526 has been uploaded to the station's public inspection file when required. The Licensee's certification applies with respect to the beginning of the license term, January 16, 2015 (the date the KECY-TV's last renewal application was granted), through the present. *See Fox Television Stations, Inc.*, 33 FCC Rcd 7221 (2018), ¶¶ 31-32.

The negative certification is based on the small number of circumstances related to the KECY-TV online public inspection file (OPIF) described below:

- Limited Delayed or Misfiled Uploads. The Fourth Quarter 2015 Certification of Compliance with Commercial Limits in Children's Programs was uploaded one (1) day late.

Additionally, in a small number of instances, the Licensee inadvertently uploaded incorrect documents to the OPIF. Station personnel mistakenly re-uploaded the prior quarter's Certification of Compliance with Commercial Limits in Children's Programs one (1) day after the deadline for the Fourth Quarter 2016. Similarly, station personnel mistakenly uploaded the wrong quarter Issues/Programs Report by the deadline for the Fourth Quarter 2020 Report. Corrective action via upload of proper records was taken upon discovery of this inadvertent error.

- 2020 Political File Delays. With respect to political file records required by 47 C.F.R. § 73.3526(e)(6) and §73.1943, in a few instances in 2020, the Licensee failed to meet the Commission's expectations for timeliness of uploads. Station personnel in these cases mistakenly delayed the uploads until receipt of payment rather than upon request for time. Corrective training was provided, and, as evidenced in more recent records from 2021 and 2022, KECY-TV has had a strong track record of timely political file uploads.¹ The Licensee urges the Commission to view these circumstances against the backdrop of the COVID-19 pandemic, which disrupted KECY-TV's normal workflow routines and processes.

Additional context is provided for the following circumstances, which may appear to, but do not in fact, raise timeliness concerns with respect to the OPIF:

¹ Although not specifically a basis for the negative certification, the Licensee wishes to explain that station personnel uploaded additional class of time data to the political file in late July 2022.

- 2015 Biennial Ownership Report. Please refer to the Biennial Ownership Report exhibit related to the late-filed 2015 Biennial Ownership Report for “parent entity” trusts. The Licensee’s and its direct corporate parent’s Reports for 2015 were timely filed and all beneficial owners were timely disclosed.
- Mislabeled Commercial Limits Certification. The annual Certification of Compliance with Commercial Limits in Children’s Programs for 2020 was timely uploaded but incorrectly titled as a quarterly certification. The document was intended to cover the entire year and reflect compliance with the commercial limits rules for all of 2020. Corrective action via an amended certification was taken upon discovery of this inadvertent error.
- Timely Upload Following Shutdown. The Fourth Quarter 2018 Issues/Programs Report and Certification of Compliance with Commercial Limits in Children’s Programs were timely uploaded to the OPIF once the federal government reopened after shutdown.
- Extended Deadline for COVID-19. The First Quarter 2020 Issues/Programs Report was timely uploaded to the OPIF pursuant to a blanket extension granted by the Media Bureau related to the COVID-19 pandemic.

The Licensee respectfully submits that the circumstances described in this exhibit should not negatively impact a determination of KECY-TV’s overall compliance with its public inspection file obligations during the license term.

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