

### **Purpose of Application**

Washington State University (“WSU”) submits this application to modify the license for Station KOHO-FM, Leavenworth, Washington, from commercial to noncommercial educational status, effective upon the consummation of the assignment of the license of KOHO-FM to WSU. This application is submitted in connection with the pending assignment of license application for KOHO-FM from Icicle Broadcasting, Inc. (“Icicle”) to WSU in LMS File No. 223720 and pursuant to Section 73.3517(a) of the FCC’s Rules. WSU has received written authorization from Icicle to submit this application while the assignment application is pending (see attached).

**NOTE: The failure to include an explanatory exhibit providing full particulars in connection with a "No" response may result in dismissal of the application. See Instructions, paragraph L for additional information regarding completion of explanatory exhibits.**

**Section II - Legal and Financial**

1. **Certification.** Applicant certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Applicant further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.  Yes  No

2. **Eligibility.** Each applicant must answer "Yes" to one and "No" to two of the three following certifications. An applicant should not submit an explanatory exhibit in connection with these Question 2 "No" responses.

The applicant certifies that it is:

- a. a nonprofit educational institution; or  Yes  No
  - b. a governmental entity other than a school; or  Yes  No
  - c. a nonprofit educational organization, other than described in a. or b.  Yes  No
3. For applicants checking "Yes" to question 2(c) and applying for a new noncommercial educational television station only, the applicant certifies that the applicant's officers, directors and members of its governing board are broadly representative of the educational, cultural, and civic segments of the principal community to be served.  Yes  No  N/A

4. a. The applicant certifies that the Commission has previously granted a broadcast application identified here by file number that found this applicant qualified as a noncommercial educational entity with a qualifying educational program, and that the applicant will use the proposed station to advance a program similar to that the Commission has found qualifying in applicant's previous application.  Yes \_\_\_\_\_  
FCC File Number  
 No

b. Applicants who answered "No" to Question 4(a), must include an exhibit that describes the applicant's educational objective and how the proposed station will be used to advance an educational program that will further that objective according to 47 C.F.R. Section 73.503 (for radio applicants) or 47 C.F.R. Section 73.621 (for television applicants).

Exhibit No.

5. The applicant certifies that its governing documents (e.g., articles of incorporation, by-laws, charter, enabling statute, and/or other pertinent organizational document) permit the applicant to advance an educational program and that there is no provision in any of those documents that would restrict the applicant from advancing an educational program or complying with any Commission rule, policy, or provision of the Communications Act of 1934, as amended.  Yes  No

6. a. **Parties to the Application.** List separately each party to the application including, as applicable, the applicant, its officers, directors, five percent or greater stockholders, non-insulated partners, members, and all other persons and entities with attributable interests. If another entity holds an attributable interest in the applicant, list separately, as applicable, its officers, directors, five percent or greater stockholders, non-insulated partners, and board members. Create a separate row for each individual or entity. Attach additional pages if necessary.

Name and Residence/Headquarters Address(es)  (a)	Citizenship  (b)	Positional Interest: Officer, director, investor/creditor attributable under the Commission's equity/debt plus standard, etc.  (c)	Director or Member of Governing Board		% of: Ownership (O) or Voting Stock (VS) or Membership (M)  (e)	% of: of Total Assets (equity plus debt)  (f)
			Yes	No		
			(d)			

- b. Applicant certifies that any equity and financial interests not set forth above are non-attributable pursuant to 47 C.F.R. Section 73.3555 and that there are no agreements or understandings with any non-party that would give influence over the applicant's programming, personnel, or finances to that non-party.

Yes  No

See Explanation in Exhibit No.
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7. **Other Authorizations.** List call signs, locations, and facility identifiers of all other broadcast stations in which applicant or any party to the application has an attributable interest pursuant to the notes to 47 C.F.R. Section 73.3555.  Exhibit No,  N/A
8. **Character Issues.** Applicant certifies that neither applicant nor any party to the application has or has had any interest in, or connection with:  Yes  No  See Explanation in Exhibit No.
- a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or
- b. any pending broadcast application in which character issues have been raised.

9. **Adverse Findings.** Applicant certifies that, with respect to the applicant, any party to the application, and any non-party equity owner in the applicant, no adverse finding has been made, nor has an adverse final action been taken by any court or administrative body in a civil or criminal proceeding brought under the provisions of any law related to the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.  Yes  No  See Explanation in Exhibit No.

If the answer is "No," attach as an Exhibit a full disclosure concerning the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), and a description of the disposition of the matter. Where the requisite information has been earlier disclosed in connection with another application or as identification of that previous submission by reference to the file number in the case of an application, the call letters of the station regarding which the application or Section 1.65 information was filed, and the date of filing; and (ii) the disposition of the previously reported matter.

10. **Alien Ownership and Control.** Applicant certifies that it complies with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments.  Yes  No  See Explanation in Exhibit No.
11. **Program Service Certification.** Applicant certifies that it is cognizant of and will comply with its obligations as a Commission licensee to present a program service responsive to the issues of public concern facing the station's community of license and service area.  Yes  No
12. **Local Public Notice.** Applicant certifies compliance with the public notice requirements of 47 C.F.R. Section 73.3580.  Yes  No
13. **Anti-Drug Abuse Act Certification.** Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.  Yes  No
14. **Equal Employment Opportunity (EEO).** If the applicant proposes to employ five or more full-time employees, applicant certifies that it is filing simultaneously with this application a Model EEO Program Report on FCC Form 396-A.  Yes  No  N/A

**QUESTIONS 15,16 AND 17 APPLY ONLY TO APPLICATIONS FOR NEW STATIONS. OTHER APPLICANTS CAN PROCEED TO QUESTION 18.**

15. **Financial.** The applicant certifies that sufficient net liquid assets are on hand or that sufficient funds are available from committed sources to construct and operate the requested facilities for three months without revenue.  Yes  No  See Explanation in Exhibit No.

If "No" to 15., answer questions 16. and 17.

16. Is this application contingent upon receipt of a grant from the National Telecommunications and Information Administration?  Yes  No
17. Is this application contingent upon receipt of a grant from a charitable organization, the approval of the budget of a school or university, or an appropriation from a state, county, municipality or other political subdivision?  Yes  No

**NOTE:** If Yes to 16. or 17., the application cannot be granted unconditionally until all of the necessary funds are committed or appropriated. In the case of grants from the National Telecommunications and Information Administration, no further action on the applicant's part is required. If the applicant relies on funds from a source specified in Question 17., **the applicant must advise the Commission when the funds are committed or appropriated.** This should be accomplished by letter amendment to the application. Applicants should take note that the Commission's construction period is not considered "tolled" by funding difficulties and that any permit granted conditionally on funding will expire if the station is not constructed for any reason, including lack of funding.

**QUESTIONS 18 AND 19 DO NOT APPLY TO APPLICATIONS FOR NEW STATIONS. APPLICANTS FOR NEW FM STATIONS CAN PROCEED TO SECTION 111. APPLICANTS FOR NEW TV STATIONS CAN PROCEED TO SECTION IV.**

**Holding Period.**

18. Applicant certifies that this application does not propose a modification to an authorization that was awarded on the basis of a preference for fair distribution of service pursuant to 47 U.S.C. Section 307(b).  Yes  No

If "No," answer a. and b. below. If applicant answers "No" to 18. above and cannot answer "Yes" to either a. or b. below, the application is unacceptable.

- a. Applicant certifies that the proposed modification will not downgrade service to the area on which the Section 307(b) preference was based.  Yes  No
- b. Applicant certifies that although it proposes to downgrade service to the area on which the  Yes  No  
Section 307(b)  
for a period of four years of on-air operations.
19. Applicant certifies that this application does not propose a modification to an authorized station that received a credit for superior technical parameters under the point system selection method in 47 C.F.R. Section 73.7003.  Yes  No

If "No," applicant must be able to answer "Yes" to a. below or provide an exhibit that makes a compelling showing that the downgrade would be in the public interest.

- a. Applicant certifies that the population and area within the proposed service contour (60 dBu (FM) or Grade B (TV)) are greater than or equivalent to those authorized.  Yes  No

**Section III -- Fair Distribution of Service Pursuant to 47 U.S.C. Section 307(b) (New and Major Changes to FM Radio Only)**  
(Other

1. Applicant certifies that it provides a first aural (reception) service. Applicants answering "Yes" must provide an Exhibit.  Yes  No
2. Applicant certifies that (1) it is a Tribal Applicant, as defined in 47 C.F.R. Section 73.7000; (2) the facilities proposed in this Application will provide Tribal Coverage, as defined in 47 C.F.R. Section 73.7000, of Tribal Lands occupied by the applicant Tribe(s); (3) the proposed community of license is located on Tribal Lands, as defined in 47 C.F.R. Section 73.7000; and (4) the proposed facility would be the first local tribal-owned noncommercial educational transmission service at the proposed community of license. Applicants answering "Yes" must provide an Exhibit.  Yes  No

### **Nature of Assignee and Noncommercial Qualification**

The proposed assignee, Washington State University (WSU), is a state institution of higher education and qualifies as a governmental entity under FCC Rules. The Commission has previously found that WSU is a qualified noncommercial educational entity with a qualifying educational program, in connection with the licensing of WSU's existing noncommercial educational television and radio stations, including KWSU-TV, Pullman, Washington, and KWSU(AM), Pullman, Washington. *See, e.g.*, FCC File No. BPED-19960325MB. A complete list of WSU's other radio and television licenses is attached to this Application.

WSU is a public university founded in 1890 as Washington Agricultural College. WSU has an enrollment of over 24,000 students and offers more than academic programs at the bachelor's, master's, specialist, and doctoral levels. In addition to its main campus in Pullman, WSU has four other physical campuses and WSU Global Campus, an online offering service more than 4,000 students.

As one of WSU's principal public service commitments, Northwest Public Broadcasting provides television and radio programming and other outreach activities to residents of Washington State. WSU has held broadcast licenses for over one hundred years – KWSU(AM) began broadcasting in December 1922, was a charter member of National Public Radio, and was where Edward R. Murrow began his career. Northwest Public Broadcasting's mission is to be a trusted source of quality content. It is dedicated to enriching the communities it serves by sharing and creating distinctive programs which engage, enlighten, and entertain.

As a long-time licensee of several noncommercial educational television and radio stations, WSU has clearly demonstrated its commitment and ability to provide educational broadcast programming. WSU will continue to deliver the highest quality educational programming to its existing and proposed service areas and will use KOHO-FM to expand this service to additional radio listeners in the Leavenworth area. WSU plans to broadcast national programs, such as the award-winning programs available through NPR, as well as high quality local programs addressing news, public affairs, performing arts, and other issues of concern and interest to residents of its listening areas.

### Assignee Other Authorizations

Washington State University is the licensee of the following broadcast stations:

<b>Callsign</b>	<b>Service</b>	<b>Community Of License</b>
K210DK	FX	ELLENSBURG, WA
K212FK	FX	WENATCHEE, ETC., WA
K213DU	FX	GOLDENDALE/THE DALLE, WA
K216GE	FX	FORKS, WA
K217AJ	FX	LEAVENWORTH, WA
K217GA	FX	CLARKSTON, WA
K226AK	FX	EPHRATA, WA
K227BW	FX	PULLMAN, WA
K248CN	FX	LONGVIEW, WA
K259CY	FX	BELLINGHAM, WA
K265DX	FX	ENTERPRISE, OR
K272DO	FX	OROFINO, ID
K274BK	FX	KAMIAH, ETC., ID
K284BL	FX	BELLINGHAM, WA
K34QC-D	LD	LEWISTON, ID
KFAE-FM	FM	RICHLAND, WA
KHNW	FM	MANSON, WA
KJEM	FM	PULLMAN, WA
KLWS	FM	MOSES LAKE, WA
KMWS	FM	MOUNT VERNON, WA
KNWO	FM	COTTONWOOD, ID
KNWP	FM	PORT ANGELES, WA
KNWR	FM	ELLENSBURG, WA
KNWU	FM	FORKS, WA
KNWV	FM	CLARKSTON, WA
KNWY	FM	YAKIMA, WA
KQWS	FM	OMAK, WA
KRFA-FM	FM	MOSCOW, ID
KSWS	FM	CHEHALIS, WA
KTNW	DT	RICHLAND, WA
KWSU	AM	PULLMAN, WA
KWSU-TV	DT	PULLMAN, WA
KWWS	FM	WALLA WALLA, WA
KZAZ	FM	BELLINGHAM, WA
KZUU	FM	PULLMAN, WA

**Certification**

Applicant certifies that equity and financial interests not set forth by the assignee are nonattributable.

**Parties to the Application (13)**

<b>Party Name</b>	<b>Citizenship</b>	<b>Address</b>	<b>Phone</b>	<b>Email</b>	<b>Positional Interest</b>
<b>Bruce Pinkleton</b>	United States	450 Veterans Way Pullman, WA 99164 United States	+1 (509) 335-6585	comm. businessoffice@wsu. edu	<b>Positional Interest:</b> Officer <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> 0%
<b>Kirk Schulz</b> <i>President</i>	United States	755 Campus Drive Pullman, WA 99164 United States	+1 (509) 335-6585	comm. businessoffice@wsu. edu	<b>Positional Interest:</b> Officer <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> 0%
<b>John Schoettler</b>	United States	PO Box 955 Winthrop, WA 98862 United States	+1 (509) 335-6585	comm. businessoffice@wsu. edu	<b>Positional Interest:</b> Director <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 9.1% <b>Percentage of Total Assets:</b> 0%
<b>Jeanette Ramos</b>	United States	2600 Fairview Ave E Slip 8 Seattle, WA 98102 United States	+1 (509) 335-6585	comm. businessoffice@wsu. edu	<b>Positional Interest:</b> Director <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 9.1% <b>Percentage of Total Assets:</b> 0%

<b>Jeanette Ramos</b>	United States	2600 Fairview Ave E Slip 8 Seattle, WA 98102 United States	+1 (509) 335-6585	comm. businessoffice@wsu. edu	<b>Positional Interest:</b> Director  <b>Citizenship:</b> United States  <b>Percentage of Votes:</b> 9.1%  <b>Percentage of Total Assets:</b> 0%
<b>Lura Powell</b>	United States	2424 Tiger Lane Richland, WA 99352 United States	+1 (509) 335-6585	comm. businessoffice@wsu. edu	<b>Positional Interest:</b> Director  <b>Citizenship:</b> United States  <b>Percentage of Votes:</b> 9.1%  <b>Percentage of Total Assets:</b> 0%
<b>Douglas Tedford Picha</b>	United States	8041 NE Koura Road Bainbridge Island, WA 98110 United States	+1 (509) 335-6585	comm. businessoffice@wsu. edu	<b>Positional Interest:</b> Director  <b>Citizenship:</b> United States  <b>Percentage of Votes:</b> 9.1%  <b>Percentage of Total Assets:</b> 0%
<b>Judith McDonald</b>	United States	1505 SW Lost Trail Drive Pullman, WA 99163 United States	+1 (509) 335-6585	comm. businessoffice@wsu. edu	<b>Positional Interest:</b> Director  <b>Citizenship:</b> United States  <b>Percentage of Votes:</b> 9.1%  <b>Percentage of Total Assets:</b> 0%
<b>Isaac Marroquin</b>	United States	PO Box 1102 Pasco, WA 99301 United States	+1 (509) 335-6585	comm. businessoffice@wsu. edu	<b>Positional Interest:</b> Director  <b>Citizenship:</b> United States  <b>Percentage of Votes:</b> 9.1%  <b>Percentage of Total Assets:</b> 0%

<b>Lisa Keohokalole Schauer</b>	United States	1251 Officers Row Vancouver, WA 98661 United States	+1 (509) 335-6585	comm. businessoffice@wsu. edu	<b>Positional Interest:</b> Director <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 9.1% <b>Percentage of Total Assets:</b> 0%
<b>Marty Dickinson</b>	United States	13132 E San Juan Lane Spokane, WA 99206 United States	+1 (509) 335-6585	comm. businessoffice@wsu. edu	<b>Positional Interest:</b> Director <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 9.1% <b>Percentage of Total Assets:</b> 0%
<b>Enrique Cerna</b>	United States	6535 Seaview Avenue NW #103B Seattle, WA 98117 United States	+1 (509) 335-6585	comm. businessoffice@wsu. edu	<b>Positional Interest:</b> Director <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 9.1% <b>Percentage of Total Assets:</b> 0%
<b>Brett Blankenship</b>	United States	801 S Benga Washtucna Rd Washtucna, WA 99371 United States	+1 (509) 335-6585	comm. businessoffice@wsu. edu	<b>Positional Interest:</b> Director <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 9.1% <b>Percentage of Total Assets:</b> 0%

**Parties to the Application Certification**

Question	Response
Applicant certifies that equity and financial interests not set forth by the assignee are nonattributable.	Yes

**Assignee Legal Certifications**

Section	Question	Response
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