

Exhibit **Explanation re Children's Programming**

Scripps Broadcasting Holdings LLC ("Scripps") requires its stations to comply with all FCC rules, including the rules on children's television programming. KSTU(TV)'s compliance with the FCC's children's television programming requirements is detailed in the quarterly and annual children's television programming reports that KSTU(TV) has filed with the FCC, all of which are incorporated by reference herein.

Scripps acquired KSTU(TV) pursuant to a long-form assignment of license on September 19, 2019. *See* FCC File No. BALCDT-20190403ABZ. Scripps notes that because it acquired KSTU(TV) via a long-form assignment application, Scripps is not liable for violations of the prior licensee. However, out of an abundance of caution, Scripps discloses that the prior licensee did not always completely reschedule Core Programming preemptions or notify the public of the rescheduled times/dates for some of the preempted programming.

In addition, Scripps discloses that on August 11, 2019, prior to Scripps acquiring the station, the station proactively aired make goods of children's programming that it had to preempt on September 28, 2019 for network programming. The decision to air those episodes in advance of the preemption was made under the Commission's former children's programming rules by the prior owner of the station and complied with the children's programming rules in effect at that time. However, in the intervening weeks the Commission's new rules governing preemption of children's programming took effect and the station's approach for the preempted episodes did not comply with the new rules. Scripps maintains that the station complied with the rules in effect at the time the make goods aired; however, if the Commission is inclined to find that those episodes were not rescheduled in accordance with Commission rules at the time the preemptions occurred, the station would fall 30 minutes short of the Core Programming that the station was required to air over the last fifteen weeks of 2019.

Scripps asserts that KSTU(TV) complied with the Commission's programming requirements. However, even under the strictest interpretation of the rules, a 30-minute shortage was *de minimis*, given that it was caused by a change in the FCC's children's television programming rules mid-period and because the program in fact did air, it just aired in advance. Further, the program was preempted because the station carries programming from FOX Sports in the Mountain time zone and the timing of FOX network sports programming necessitates children's programming preemptions. At the time, KSTU(TV) was trying to meet its children's television programming obligations while it was airing the most weekend morning news in the mountain region: KSTU(TV) was airing three hours of local news each weekend morning, from 6 am – 9 am on both Saturday and Sunday. The station subsequently determined that rescheduling children's programming would remain a challenge and so the station scaled back its weekend morning news programming and therefore did not have the same issues going forward.

Furthermore, Scripps also notes that during Scripps' ownership of the station, KSTU(TV) aired more children's television programming than the minimum required when programming on the station's multicast streams is considered. In addition, KSTU(TV) has demonstrated a

commitment to educating and informing children through its programming and station initiatives. For example, KSTU(TV) aired programming such as a news special that took an in-depth look at the evolving plans to resume in-class instruction in Utah during the Covid-19 pandemic, and alternatives that parents in the local community were exploring and participated in initiatives such as station support for a back-to-school supply drive with Salt Lake City Mission.

Scripps on the corporate level also invests heavily in educating children as the sponsor of the Scripps National Spelling Bee, the nation's largest and longest-running educational program, having launched in 1925. The Scripps Howard Foundation is also involved in children's education through programs such as its journalism education program and childhood literacy program.

Overall, as demonstrated herein and its children's television programming reports, Scripps and KSTU(TV) have shown a commitment to ensuring the children of the greater Salt Lake City area are educated and informed and ready to meet the challenges of the 21st century. The station has redoubled its efforts to ensure that the station airs sufficient Core Programming to meet the processing guidelines in the Commission's children's television programming rules.