

Resolution of Mutually Exclusive Applications

As set forth in the Engineering Statement submitted with this amendment, the purpose of this amendment is to resolve the mutual exclusivity between this application and that of WEMC (FM-ED), Harrisonburg, Virginia, FCC File Number BPED-20110211AAO. By letter dated June 4, 2014 (DA-14-774, Reference 1800B3-CEG), the Commission rescinded the grant of the WEMC application for construction permit and granted the Petition for Reconsideration filed by Stu-Comm, Inc., the applicant here. The WEMC application and this application were thus deemed by the Commission to be mutually exclusive.

Stu-Comm has decided to file this amendment to resolve the mutual exclusivity with the application of WEMC. Stu-Comm respectfully requests that this amendment be considered contingent on the amendment resolving the mutual exclusivity with WEMC, and otherwise leading to a grant of the Stu-Comm application. If this amendment does not resolve the mutual exclusivity with the WEMC application, or if this amendment otherwise does not lead to the grant of the pending application of Stu-Comm, Stu-Comm requests that this amendment be disregarded.

This amendment is being filed to save the time and resources of the parties and the Commission in determining which of the two mutually exclusive applications should be granted. Saving these resources and resolving this matter justifies the contingent nature of the processing requested herein.

Additionally, as this amendment resolves the mutual exclusivity between the Stu-Comm and WEMC applications, pursuant to Section 73.3525 of the Commission's rules, attached hereto is a declaration from an officer of Stu-Comm certifying that the amendment was not brought about by the payment of any consideration by the licensee of WEMC, and that the grant of the application would be in public interest.

Declaration

The undersigned, an officer of Stu-Comm, Inc. ("Stu-Comm"), an applicant for the modification of the facilities of WNRN (FM-ED), Charlottesville, Virginia, hereby declares under penalty of perjury:

1. The application for the modification and the amendment thereto were not filed for purposes of reaching a settlement.
2. Stu-Comm has neither been promised nor paid any consideration for the filing of this amendment.
3. Granting this amended application would be in the public interest as it resolves the mutual exclusivity between this application and that of WEMC (FM-ED), Harrisonburg, Virginia without the need for further proceedings, thereby saving the resources of both applicants and of the Commission and expediting the grant of modifications of facilities for both stations.
4. The foregoing is true and correct to the best of my knowledge and belief.

STU-COMM, INC.

By Paul W. Hight

Title: President

Dated: March 6, 15