

EXHIBIT 1
COMPLIANCE WITH REVISED FCC RULES §73.865
In response to FCC Form 314, Section I-8
KXRW-LP, Vancouver

OVERVIEW:

This Exhibit is submitted in support of a minor-amendment to FCC Form 314, BALL-20200826AAL, seeking a Consent to Assignment of the KXRW-LP license from Media Institute for Social Change, Vancouver, WA, to KXRW, Vancouver, WA (a Washington-registered Public Benefit non-profit organization). Since the original Form 314 was filed, two events transpired:

1. Form 314 has been removed from the CDBS filing system, and moved to LMS. Amendments to this application cannot be electronically accomplished by applicants within either the CDBS or LMS systems, so this Exhibit is being submitted via email. No other changes are being sought to the Amended Form.
2. Revised FCC Rules §73.865 came into effect, changing the “holding period” requirements for LPFM stations. This amendment was requested by FCC staff, via email, on November 18, 2020.¹.

¹ Email from Raquel Hutson, November 18th, 2020 at 1:01 pm

SPECIFICS:

1. The applicant hereby certifies that it has been more than 18 months since the original construction permit was granted, in accordance with 47 CFR §73.865(c).²
2. The applicant further certifies that the consideration promised or received for this Assignment does not exceed the legitimate and prudent expenses of the assignor, in accordance with §73.865(a)(1) .

Indeed, as noted in the original Exhibits 5 and 13 of this Form:

“THERE IS NO MONETARY CONSIDERATION FOR THIS EXCHANGE, AND THE MEDIA INSTITUTE FREELY AND HAPPILY MAKES THIS TRANSFER”.
3. The original Construction Permit was granted as a singleton³. It did not appear on the MX Group listing DA-13-2397, and an examination of the FCC databases of that period also confirms that the application was a singleton. It was not awarded a CP by the LPFM Comparative Point System, and therefore the 4-year holding period requirements of §73.865 do not apply.

² Original CP BNPL-20131115AAP was granted February 6, 2014.

³ Filed November 12, 2013 (BNPL - 20131115AAP), granted February 6, 2014