

EXHIBIT 9

Special Operating Conditions

WALR-FM was constructed in compliance with all special operating conditions, terms, and obligations described in the construction permit, as modified by subsequent events. Conditions 2 and 3 on WALR-FM's permit state that program tests for the station will not commence until program tests have commenced for WCLE-FM on construction permit BPH-20021011ABN and program tests have commenced for WKHC(FM) on construction permit BPH-20021011ABO. After WALR-FM's construction permit was granted, the FCC granted modified construction permits for WCLE-FM and WKHC(FM),¹ and these modified construction permits superseded those permits listed in Conditions 2 and 3 on WALR-FM's construction permit. Accordingly, WALR-FM commenced program tests after program tests commenced for WCLE-FM and WKHC(FM) with the facilities specified in their modified construction permits.²

¹ FCC File Nos. BMPH-20031107AEP (WCLE-FM) and BPH-20021011AEO (WKHC(FM)).

² On July 9, 2004, WCLE-FM and WKHC(FM) filed license applications and commenced operations at one-half of their authorized effective radiated power (*see* 47 C.F.R. § 73.1620(a)(2)). Based on the informal advice of the FCC staff, CXR Holdings, Inc. understands that commencement of operations of WCLE-FM and WKHC(FM) at one-half power satisfies the condition precedent on WALR-FM's construction permit that requires WCLE-FM and WKHC(FM) to commence program tests.