

**Exhibit 5**

Local Radio Ownership

By this application, Christine CP Co., LLC (“the Permittee”) seeks Commission consent for modification of the construction permit application for KXEA(FM), Lowry City, Missouri (“the Station”).

**Local Radio Ownership Rule**

Under Section 73.3555(a)(1) of the Commission’s rules, the FCC uses a tiered approach, as described below, to determine whether a combination of commonly-owned radio stations complies with the local radio ownership limits for any particular market.<sup>1</sup>

<b>Full-Power Commercial and Noncommercial Stations in the Market</b>	<b>Maximum Number of Stations in Which a Single Entity May Have an Attributable Interest</b>	<b>Maximum Number of Stations in the Same Service</b>
45 or More Stations	8 Radio Stations	5
Between 30 and 44 Stations	7 Radio Stations	4
Between 15 and 29 Stations	6 Radio Stations	4
14 or Fewer Stations	5 Radio Stations (Provided that no entity may have an interest in more than 50% of the stations in the market)	3

The community of Lowry City, Missouri is located outside all Arbitron Metro Markets and the Station is not “home” to an Arbitron Metro Market. Accordingly, the Commission defines a market as the area where the principal community contours for the commonly-owned stations overlap. To determine the number of stations in that market, the Commission counts all stations (including stations within Arbitron Metro Markets) whose principal community contours overlap that of at least one of the commonly-owned stations. The Commission, however, excludes all stations whose transmitters are greater than 92 kilometers from the mutual overlap area and any commonly owned stations that are not included already in the market (the “Contour Methodology”).<sup>2</sup>

<sup>1</sup> See 47 C.F.R. 73.3555(a)(1).

<sup>2</sup> See 2002 Biennial Regulatory Review – Review of the Commission’s Broadcast Ownership Rules and Other Rules Adopted Pursuant to Section 202 of the Telecommunications Act of 1996, *Report & Order & Notice of Proposed Rulemaking*, 18 FCC Rcd 13,620, ¶ 285 (2003).

**Analysis**

As the attached engineering statement from du Treil, Lundin & Rackley demonstrates, the proposed changes comply with the Commission's local ownership rule. Under the Contour Methodology, the Station, as modified creates a single radio market:

<b>Proposed Market Combination</b>	<b>Number of Stations In Market</b>	<b>Complies with Local Ownership Rule?</b>
KDKD(FM), KDKD(AM), and KXEA(FM).	10	Yes (1 AM and 2 FM)

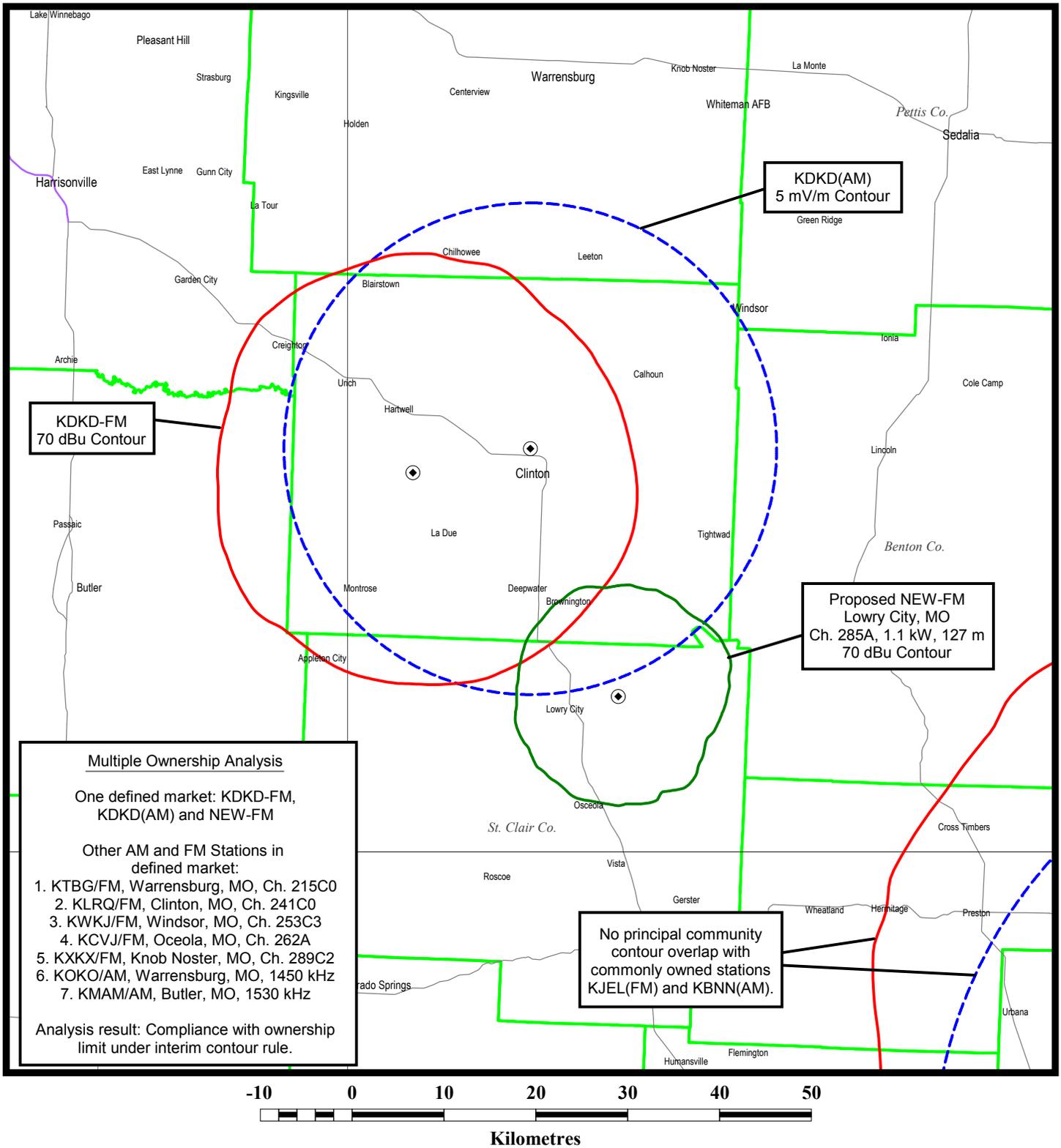
Common ownership of these three stations in this single market complies with the local radio ownership rule because at least ten stations serve this market.

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Based on the foregoing, the Permittee respectfully submits that the proposed modifications for KXEA(FM), Lowry City, Missouri, fully complies with the Commission's local radio ownership rules.

**ATTACHMENT 1**

Engineering Statement of du Treil, Lundin & Rackley



## RADIO MULTIPLE OWNERSHIP ANALYSIS MAP

duTreil, Lundin & Rackley, Inc. Sarasota, Florida