

## **DECLARATION OF TONY CUELLAR**

I, Tony Cuellar, make the following Declaration under penalty of perjury.

I was the high bidder for the Eldorado, Texas FM channel at FCC Auction 93. I filed an application for that facility with the Federal Communications Commission on May 29, 2012. When I was completing my application, I was not sure as to whether I had a legal obligation to provide information to the FCC regarding my prior criminal conviction, which I considered to have occurred in the distant past, and so I discussed the matter with counsel, who I had just retained. I completed and filed my FCC application and filed an amendment based on my understanding of FCC policy and my discussions with counsel.

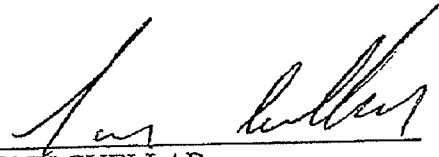
My conviction occurred 14 years ago for conduct occurring 16 or more years ago. At the time of my conviction, I was a completely different person than I am today. Frankly, I am not proud of some of the things that I did when I was a young man. However, I have attempted since my release from incarceration in 2001 to live a model life and to be a hard-working person of good character. I have remarried and my wife and I own and operate a business, T.C. Trucking & Construction, LLC.

I have endeavored to lead a good life for the past 11 years and give back to the community. That is the reason that I wish to operate a broadcast station, in order to provide a public service to my local community. Since 2001 when I was released from incarceration, I have not been involved in any nefarious or illegal activity. I have not been arrested for anything. I have operated my business since 2006 and have had an ongoing business relationship with the First Financial Bank of San Angelo since that time. Also, T.C. Trucking & Construction business is certified as a Disadvantaged

Business Enterprise Program entity under federal regulations and my business is considered to be a Historical Underutilized Business under Texas State law. T.C. Trucking & Construction has been involved in three federal aid projects including the federal stimulus program, in which the participation of T.C. Trucking & Construction has counted toward the assigned contract Disadvantaged Business Enterprise Program goal. I am attaching commitment worksheet information pertaining to those three projects.

As noted, since 2001, I have sought to live my life in a positive way and serve my community in a meaningful manner. I would appreciate it greatly if the FCC would allow me to serve the public interest by granting my current application. I believe that individuals can change and that what a person does in his relative youth does not and should not disqualify him from serving the public in the future.

The information contained in the attached Supplemental Response is true and correct to the best of my knowledge and this Declaration is true and correct to the best of my knowledge and belief.

  
TONY CUELLAR

Date: August 10, 2012

Daniel Cardenas  
1417 S. Irving St.  
San Angelo, Texas 76903  
Reference: Tony Cuellar  
Construction Permit for  
New Radio Station at  
Eldorado, Tx. { Facility I.D. 190414 }

Aug. 2, 2012

Chief Of The FCC  
Washington, D.C. 2001- 0577

Dear Sir,

I'm writing this letter in reference of Tony Cuellar. I met Mr. Cuellar through a job related project about ten years ago. I was impressed with his motivation and determination to succeed.

Through the years he has been very successful, in his trucking business, works very long hours. In the past Mr. Cuellars determination to succeed has won him Government Stimulus contracts, {one being in Brady Texas} that were issued to him as a sub-contractor, under the name of T C Trucking & Construction, LLC.

My experience in this community as a community leader, has brought me recognition as one the Most Prominent Hispanic Leaders in San Angelo Texas in 2011. I have served on the City of San Angelo City Council for 12 years, and on the S.A.I.S.D. School Board Trustees for three-years. I also served on the Zoning Board of Adjustments for six years.

As I close this letter, I highly recommend Tony Cuellar, to succeed in the Business Sector. It is my opinion, that if granted this construction permit it will be a great asset to EldoradoTexas, and the surrounding communities. I also believe, that Mr. Cuellar has transformed himself as a man of good character .

If you have other questions, I can be reached at, 325-763-3224.

Very Kindly,

Daniel Cardenas



Read more at [gosanangelo.com](http://gosanangelo.com)

## HISPANICS OF INFLUENCE: Daniel Cardenas

By Matthew Waller

Originally published 10:06 p.m., October 10, 2011

Updated 10:52 p.m., October 10, 2011

SAN ANGELO, Texas —Outside a house under construction near Van Buren Street, Daniel Cardenas spoke to a middle-aged man in Spanish. He had popped up at the door while Cardenas was inside preparing for several hours of work on the house for a woman who had lost her uninsured home in a fire.

The man explained that he hadn't had work in months and wanted to know if Cardenas had any construction help needs or knew of anyone who did. Cardenas wrote his information on a scrap of yellow paper, and put the paper in his pocket.

"I'm very spirited," Cardenas said. "I want to get things done."

His dynamism has led the 57-year-old businessman, who owns the monument business A-Angel Memorial, to spend many years in San Angelo's political arena. He is one of the most prominent Hispanic activists in San Angelo.

He was on the San Angelo City Council for 12 years beginning in the 1980s, on the city of San Angelo Zoning Board of Adjustments for six years and on the San Angelo Independent School District board of trustees for three years.

He counts getting artificial turf for SAISD, starting a low-income housing program, getting water meters installed and making Angelo State University's Carr Scholarship Academic Scholarship focus on needy students among his accomplishments.

He has fought for other elected positions as well, most recently for Precinct 1 County Commissioner, which he lost to Ralph Hoelscher.

He switched from Democrat to Republican, and he also plans to try again and run for Precinct 1 County Commissioner.

Cardenas knows he has been the subject of controversy, and he says he is a politician willing to stand alone for what he believes.

"He had a real strong sense of responsibility to represent people in his district," said Tim Edwards, a San Angelo attorney who has been mayor and served with Cardenas on the City Council. "Sometimes that involved taking an unpopular stance."

Cardenas still maintains a cordial relationship with Edwards whenever the two happen to meet around town, Edwards said.

"He has his admirers and his detractors, and people in each group feel strongly," Edwards said.

In the area of principles, Cardenas' motto continues to be: "What's popular is not always right, and what's right is not always popular."

Born in Eldorado, Cardenas was raised in San Angelo and has lived in the city all his adult life. Although he has been portrayed as primarily looking out for Hispanics, he said he wants to help all who are needy.

"I'm for everyone I feel are underprivileged," Cardenas said. "I carry on the heritage of being an American and a proud American. To me, being Hispanic is secondary. I'm very proud of my heritage, but I cannot dwell on it."

He hopes that the younger generation will emulate his attitude of getting things done and not sitting back.

He wants people to be prepared, to do the research and to be proactive in bringing about change.

"Nothing has brought change or been accomplished without fighting and standing up for change. I want people, especially the young generation, to bring change themselves, to make the community a better place to live," Cardenas said. "They cannot sit back and be spectators."



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**FIRST  
FINANCIAL  
BANK**  
SAN ANGELO

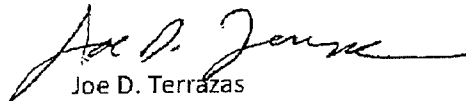
August 2, 2012

Board of FCC  
Washington, DC

To Whom It May Concern:

Tony and Gloria Cuellar, managing members of T.C. Trucking & Construction, LLC, have been valued customers of First Financial Bank, N.A.-San Angelo, TX, since July 24, 2006. Mr. and Mrs. Cuellar keep their Business and Personal Checking accounts in good standing at all times. In my personal opinion they are dependable and hard working individuals. If you need further information about Mr. and Mrs. Cuellar, please call me at 325-659-6007.

Best Regards,

  
Joe D. Terrazas  
Vice President

# SAN ANGELO POLICE DEPARTMENT



Box 5020 • San Angelo, Texas • 76902  
Phone (325) 657-4336 • Fax (325) 653-2920

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TIM R. VASQUEZ  
CHIEF OF POLICE

To Whom It May Concern:

I have no reports on file of Tony Cuellar, DOB 03-22-72, being involved in criminal activity since his release from incarceration.

A handwritten signature in black ink, appearing to read "Tim Vasquez", with a large, stylized flourish at the end.

Tim R. Vasquez

Subject: TxDOT Projects  
From: Martha Arnold (Martha.Arnold@txdot.gov)  
To: tctrucking72@yahoo.com;  
Date: Friday, August 3, 2012 5:03 PM

Mr. Cuellar, I ran a report and it appears that your firm has participated on three (3) federal-aid projects whereby the participation of T.C. Trucking & Construction either will or has counted toward the assigned contract DBE goal. I have attached the commitment worksheet information pertaining to your firm on all three projects.

Federal-aid project STP 2009(471)ES CSJ 0077-04-028 Irion County is the only project with funds from the American Reinvestment & Recovery Act (ARRA). This is denoted by the ES (economic stimulus) on the end of the project identification number. The information regarding that project is highlighted in yellow. In addition, our records show that project has been completed.

If you need additional information please feel free to contact me at the telephone number listed below.

Martha Arnold  
Texas Department of Transportation  
Office of Civil Rights  
(512) 486-5534  
(512) 486-5515 fax

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Hurricane Season:  
Hurricane season is underway.  
Do you have a Personal Plan for your family's safety?  
Visit [www.txdot.gov/travel/hurricane.htm](http://www.txdot.gov/travel/hurricane.htm).



TEXAS DEPARTMENT OF TRANSPORTATION 08/03/12  
SUBCONTRACTOR MONITORING SYSTEM  
COMMITMENT WORKSHEET-FEDERAL CONTRACTS

PAGE 2

PROJECT NUMBER : STP 2009(471)ES  
CONTRACT COUNTY : IRION  
CONTRACT AMOUNT: 1,945,559.59  
CONTRACTOR(S): REECE ALBERT, INC.

CONTRACT-CSJ : 007704028  
LETTING DATE : 4 / 2009  
APPROVED BY : MW

SUBCONTRACTOR-NAME	DBE VENDOR #	DBE CREDIT/ COMMITMENT AMOUNT	TOTAL AMOUNT	STATUS
=====	=====	=====	=====	=====
T.C. TRUCKING & CONSTRUCTION, LLC	19721	14,037.04	14,037.04	APPROVED
TYPE WORK: HAULING (AGG/ASPH CONC PAV)				

TEXAS DEPARTMENT OF TRANSPORTATION 08/03/12  
SUBCONTRACTOR MONITORING SYSTEM  
COMMITMENT WORKSHEET-FEDERAL CONTRACTS

PAGE 3

PROJECT NUMBER : STP 1102(405) CONTRACT-CSJ : 026407031  
CONTRACT COUNTY : IOM GREEN LETTING DATE : 8 / 2011  
CONTRACT AMOUNT: 5,987,628.35 APPROVED BY : LA  
CONTRACTOR(S): REECE ALBERT, INC.

SUBCONTRACTOR-NAME	DBE VENDOR #	DBE CREDIT/ COMMITMENT AMOUNT	TOTAL AMOUNT	STATUS
=====	=====	=====	=====	=====
T.C. TRUCKING & CONSTRUCTION, LLC	19721	6,050.00	6,050.00	APPROVED
TYPE WORK: HAULING: EMBANK - BARROW				

TEXAS DEPARTMENT OF TRANSPORTATION 08/03/12  
SUBCONTRACTOR MONITORING SYSTEM  
COMMITMENT WORKSHEET-FEDERAL CONTRACTS

PAGE 4

PROJECT NUMBER : STP 2009(858)  
CONTRACT COUNTY : TAYLOR  
CONTRACT AMOUNT: 755,280.29  
CONTRACTOR(S): SAFECO INSURANCE COMPANIES

CONTRACT-CSJ : 090800074  
LETTING DATE : 8 / 2009  
APPROVED BY : HW

SUBCONTRACTOR-NAME	DBE VENDOR #	DBE CREDIT/ COMMITMENT AMOUNT	TOTAL AMOUNT	STATUS
=====	=====	=====	=====	=====
T.C. TRUCKING & CONSTRUCTION, LLC TYPE WORK: HAULING DEMO CONCRETE	19721	8,500.00	8,500.00	APPROVED



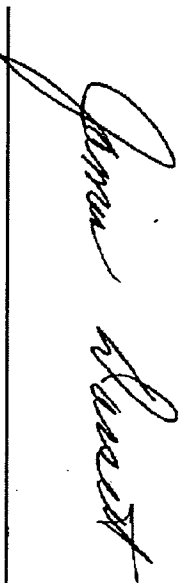
## Disadvantaged Business Enterprise Program

This certifies that the following listed firm is certified as a DBE in accordance with Federal Regulations 49 CFR, Part 26

**T.C. TRUCKING & CONSTRUCTION (VN 19721)**

Issuance Date: February 5, 2007

*This Certificate is subject to suspension or revocation, and DBE information is verified annually upon the issuance month.*



Director, Business Opportunity Programs Office

# State of Texas

## Historically Underutilized Business Certification and Compliance Program



In accordance with the Memorandum of Agreement between the  
Texas Department of Transportation (TXDOT)  
and the Texas Comptroller of Public Accounts (CPA), the CPA hereby certifies that

### **T.C. TRUCKING & CONSTRUCTION, LLC**

has successfully met the established requirements of the  
Statewide Historically Underutilized Business (HUB) Program  
to be recognized as a HUB.

This certificate, printed 20-SEP-2011, supersedes any registration and certificate previously issued by the HUB Program. If there are any changes regarding the information (i.e., business structure, ownership, day-to-day management, operational control, addresses, phone and fax numbers or authorized signatures) provided in the submission of the business' application for registration/certification into the TXDOT's program, you must immediately (within 30 days of such changes) notify the TXDOT's program in writing. The CPA reserves the right to conduct a compliance review at any time to confirm HUB eligibility. HUB certification may be suspended or revoked upon findings of ineligibility. If your firm ceases to remain certified in the TXDOT's program, you must apply and become certified through the State of Texas HUB program to maintain your HUB certification.

A handwritten signature in cursive script that reads "Paul A. Gibson".

Certificate/VID Number: 1270367503800  
File/Vendor Number: 01573  
Approval Date: 01-SEP-2011  
Expiration Date: 31-JAN-2014

Paul A. Gibson  
Statewide HUB Program Manager  
Texas Comptroller of Public Accounts  
Texas Procurement and Support Services Division

Note: In order for State agencies and institutions of higher education (universities) to be credited for utilizing this business as a HUB, they must award payment under the Certificate/VID Number identified above. Agencies and universities are encouraged to validate HUB certification prior to issuing a notice of award by accessing the Internet (<http://www.window.state.tx.us/procurement/cmb1/hubonly.html>) or by contacting the HUB Program at (888) 863-5881 or (512) 463-5872.