

Exhibit 5

Request for Temporary Waiver of Newspaper/Radio Cross-Ownership Rule

By this application, CXR Holdings, L.L.C. (“CXR”)¹ seeks Commission approval of the instant application for a minor change to the facilities for WBTS(FM), Doraville, Georgia. Grant of this application serves the public interest because it would enable WBTS(FM) to better serve its community of license by relocating the station to a tower that is seventeen miles closer to Doraville than its currently licensed tower.

The Atlanta Newspapers Division of CEI publishes *The Atlanta Journal-Constitution*. The proposed 1 mV/m contour for WBTS(FM) encompasses the City of Atlanta.² Accordingly, Cox respectfully requests a temporary waiver of Section 73.3555(d) to remain in place until the date six months after the Commission resolves its pending proceeding in MM Docket No. 02-277 concerning the radio/newspaper cross-ownership rule.³

A. Cox’s Request for a Temporary Waiver of the Radio/Newspaper Cross-Ownership Rule is Consistent with Commission Precedent.

The Commission should grant the instant waiver request because it is consistent with past Commission decisions to grant temporary waivers of its radio/newspaper cross-ownership rule.⁴ In fact, the Commission has already granted a waiver that, except for the community of license

¹ CXR is a wholly owned subsidiary of Cox Radio, Inc. (“CRI”). CRI in turn is an indirect subsidiary of Cox Enterprises, Inc. (“CEI”). For ease of references, except when a specific reference to a particular CEI subsidiary is appropriate to the context, “Cox” will refer to CEI and its subsidiaries.

² See Comprehensive Technical Exhibit. The currently licensed 1 mV/m contour for WBTS(FM) does not encompass Atlanta. See FCC File No. BPH-20050216ABP.

³ See *2002 Biennial Regulatory Review*, MB Docket No. 02-277, 18 FCC Rcd 13620 (2003).

⁴ See, e.g., See *Letter to Joel Rosenbloom*, Ref No. 1800E1-DB (MMB, October 24, 1996) (granting a temporary waiver of the radio/newspaper cross-ownership rule pending the outcome of the Commission’s on-going proceeding examining the radio/newspaper cross-ownership waiver policy); *Newspaper/Radio Cross-Ownership Waiver Policy*, MM Docket No. 96-197, 11 FCC Rcd 13,003 (1996); *Capital Cities/ABC, Inc.*, 2 FCC Rcd 2539 (1987).

involved, is identical to Cox's request herein. In 1997, the FCC granted a temporary waiver permitting Cox's combined ownership the *Atlanta Journal-Constitution* and radio station WALR-FM (formerly WJZF), the 1 mV/m contour of which encompasses Atlanta.⁵ The Commission's decision in that case authorized a temporary waiver of Section 73.3555(d) for a period ending "six months from the date of a final order in the radio-newspaper docket, MM Docket No. 96-197." Cox seeks an identical waiver for the same market.

In the *NewCity* decision, the Commission concluded that abundant competition and diversity would remain in the Atlanta market despite Cox's combined ownership of a radio station and a daily newspaper. In particular, the Commission held:

In light of the multiplicity of media outlets serving the Atlanta market, we see no reason to believe that the combined ownership of WJZF and the *Atlanta Journal* and the *Atlanta Constitution* will be unduly harmful to diversity or competition in the Atlanta market during this temporary period.⁶

The level of diversity in the Atlanta media market has exploded since the *NewCity* decision almost ten years ago. Today, at least 96 television and radio broadcast stations owned by 59 separate parties and 8 daily newspapers serve the Atlanta Radio Metro Market.⁷ "The public is better informed, better connected, and better entertained than they were just a decade ago."⁸ Today's media marketplace is far more robust and diverse than when the Commission decided *NewCity*:

Ten years ago the world wide web was still nascent and was used primarily by technology enthusiasts. "Digital" was a term largely used to describe the abstract world of zeros and ones; DVD players had not yet hit the commercial market; and satellite television was available only via analog C-Band dishes that were almost eight feet in diameter. Cable television was also an analog transmission, resulting in 87% of cable systems offering fewer than 53 channels. Video programming

⁵ See *NewCity Communications, Inc.*, 12 FCC Rcd 3929, ¶¶ 56-57 (1997).

⁶ *Id.*

⁷ See Attachments 1, 2.

⁸ 2002 *Biennial Review*, 18 FCC Rcd at ¶ 86.

was available 24-hours a day, seven days a week, but there were far fewer choices for news and entertainment than there are today.⁹

Thus, consistent with precedent, a temporary waiver for Cox would not unduly impact diversity or competition in the relevant markets. Accordingly, Cox submits that a temporary waiver of the radio/newspaper cross-ownership rule is warranted in this case.

B. A Blanket Ban on Radio/Newspaper Cross-Ownership in the Atlanta Market Does Not Serve the Public Interest.

In addition to the *NewCity* decision, recent Commission authority also supports a temporary waiver of the radio/newspaper cross-ownership rule. The Commission already has concluded, and the Third Circuit agreed, “that the blanket ban on newspaper/broadcast cross-ownership [is] no longer in the public interest.”¹⁰ In the *2002 Biennial Review*, the Commission declared that the cross-ownership rule (1) does not promote competition, (2) harms localism, and (3) was unnecessary in most markets to protect viewpoint diversity.¹¹ Importantly, the Third Circuit agreed and described the Commission’s decision to repeal the newspaper/broadcast cross-ownership rule as “reasoned analysis.”¹² This analysis applies with even greater force to the Atlanta market, the ninth largest in the country, and specifically to WBTS(FM) and the *Atlanta Journal-Constitution*.

1. The Radio/Newspaper Ban Does Not Protect Competition in the Atlanta Market

The Commission has found that a “newspaper-broadcast combination . . . cannot adversely affect competition in any relevant product market.”¹³ Newspapers and radio stations

⁹ *2002 Biennial Review*, 18 FCC Rcd at ¶ 87.

¹⁰ *Prometheus Radio Project v. FCC*, 373 F.3d 372, 398 (3rd Cir. 2004).

¹¹ *See 2002 Biennial Regulatory Review*, 18 FCC Rcd at ¶ 330.

¹² *Prometheus Radio Project*, 373 F.3d at 398. Although the Third Circuit upheld the Commission’s determination that the current newspaper cross-ownership rule does not serve the public interest, it remanded the case to the Commission to better justify the specific cross-media limits that the Commission developed later in the *2002 Biennial Review*. *See id.* at 403.

¹³ *2002 Biennial Review*, 18 FCC Rcd at ¶ 341.

both earn revenue by selling advertising, but advertisers do not view radio and newspaper as close substitutes.¹⁴ If a radio station raises its advertising rates, advertisers will migrate to other local radio stations, not to local newspapers. Newspapers and radio stations do not compete against each other for advertising dollars. They compete in different markets for different advertisers. Accordingly, combining a newspaper with a radio station will have no effect on competition.¹⁵

Cox's continued ownership of WBTS(FM) and the *Atlanta Journal-Constitution* will not increase Cox's market share in any relevant product market. Furthermore, WBTS(FM) and the *Atlanta Journal-Constitution* do not compete in the same demographic market. For example, WBTS(FM) plays top-forty music and is most popular among teenage girls.¹⁶ Advertisers do not view WBTS(FM) as an alternative means to reach the readers of the *Atlanta Journal-Constitution*. Moreover, WBTS(FM) already competes in the Atlanta market. Granting Cox's minor change application for WBTS(FM) will not increase media concentration in the already hypercompetitive Atlanta media market.

2. The Radio/Newspaper Ban Harms Localism in WBTS(FM)'s
Community of License, Doraville, Georgia.

The newspaper/broadcast cross-ownership ban undermines localism.¹⁷ In the 2002 *Biennial Review*, the Commission produced "overwhelming evidence" that newspaper-broadcast combinations promote the public interest and localism,¹⁸ and the Third Circuit upheld this conclusion.¹⁹

¹⁴ 2002 *Biennial Review*, 18 FCC Rcd at ¶ 332.

¹⁵ 2002 *Biennial Review*, 18 FCC Rcd at ¶ 341.

¹⁶ See BIA Financial Network, "WBTS Ratings Report Fall 2005," available at BIA Media Access Pro Database.

¹⁷ See *Prometheus Radio Project*, 373 F.3d at 399.

¹⁸ 2002 *Biennial Review*, 18 FCC Rcd at ¶ 354.

¹⁹ See *Prometheus Radio Project*, 373 F.3d at 399.

The instant application to relocate WBTS(FM)'s transmitter also promotes the Commission's localism goals. The WBTS(FM) tower is almost 30 miles from Doraville, Georgia. This is approximately the same distance as the Washington Beltway to Baltimore. By this application, Cox would move WBTS(FM) to a site that is more than twice as close to Doraville as WBTS(FM)'s currently licensed facilities. Grant of the instant application will permit Cox to better serve its community of license from a significantly closer tower location.

3. The Radio/Newspaper Ban Is Unnecessary to Protect Viewpoint and Program Diversity in the Atlanta Market.

Common ownership of a radio station and newspaper does not threaten viewpoint or programming diversity. "The average American has a far richer and more varied range of media voices from which to choose today than at any time in history."²⁰ Given the magnitude of voices and media options available, it is no wonder that the Commission concluded, and the Third Circuit agreed, that a blanket ban on newspaper-radio cross-ownership is no longer necessary to protect viewpoint and programming diversity.²¹

Cox's continued ownership of WBTS(FM) and the *Atlanta Journal-Constitution* will not harm viewpoint diversity in the already well served Atlanta market. In fact, unlike many of its industry competitors, Cox operates its newspaper and radio divisions completely separately. There is no overlap in personnel or operations. As a result, these media properties speak with different voices.²²

Regardless, the amount of voices in the Atlanta market remains extraordinary. The Atlanta Designated Market Area ("Atlanta DMA") includes communities to which the FCC has licensed twelve full-power television stations other than WSB-TV, and those stations offer six

²⁰ See 2002 Biennial Review, 18 FCC Rcd at ¶ 366.

²¹ See *Prometheus Radio Project*, 373 F.3d at 399-400; 2002 Biennial Review, 18 FCC Rcd at ¶ 366-67.

²² *NewCity Communications, Inc.*, 12 FCC Rcd 3929, ¶ 55 (1997) (discussing *Atlanta Journal-Constitution* stories critical of other Cox media properties).

additional multicast programming streams through their digital channel.²³ Seventy-eight radio stations (other than Cox's five radio stations) serve the Atlanta Radio Metro Market.²⁴ Six of these stations offer multicast programming using the new digital IBOC technology.²⁵ Over the next few years as more radio and television stations begin offering more multicast programming, the number of radio and television programming options available to the public will increase.

Cable and satellite television also contribute to the diversity of media in the Atlanta market. According to Nielsen Media Research, as of February 2006, 91.6% of all television households in the Atlanta DMA subscribe to cable or some other multichannel video provider such as DIRECTV or EchoStar.²⁶ At least twenty-three cable systems, with an average reported channel capacity of more than sixty-three channels serve at least 834,152 basic subscribers in communities within the Atlanta Radio Metro Market.²⁷ DIRECTV's most popular programming package, Total Choice, offers consumers 95 video programming channels and 50 commercial-free music channels, and EchoStar offers an equivalent package, America's Top 120, with over one hundred video channels and more than thirty commercial free music channels.²⁸ Moreover, AT&T and Verizon are unveiling competing video delivery systems using IP technology. This

²³ See Attachment 1. According to the TV listings available at <http://www.zap2it.com>, WHSG-TV offers four multicast programming channels in addition to its analog and primary digital channels. WTBS(TV) and WXIA(TV) each offer one multicast channel in addition to their analog and primary digital channel.

²⁴ See Attachment 1.

²⁵ See HD Digital Radio, Stations on the Air, at http://www.hdradio.com/stations_on_the_air.php. (last visited Apr. 21, 2006). In addition, Cox's four FM stations in the Atlanta market offer multicast programming.

²⁶ See Television Bureau of Advertising, *Cable and ADS Penetration By DMA*, available at http://www.tvb.org/rcentral/markettrack/Cable_and_ADS_Penetration_by_DMA.asp (last visited Apr. 21, 2006).

²⁷ See *Television and Cable Factbook*, Vol. 1 (2006). See Attachment 4.

²⁸ See http://www.directv.com/DTVAPP/learn/Packages_TotalChoice.jsp; <http://www.dishnetwork.com/content/programming/packages>.

may further expand the already impressive number of programming choices available to residents in the Atlanta market.

Newspapers and other print media provide additional sources of information in the Atlanta market. At least four companies (other than Cox) publish seven different daily newspapers in the Atlanta Radio Metro Market; at least twenty-three weekly newspapers are published by seven different owners in that area.²⁹

These figures conservatively reflect the level of diversity and competition in the area in which WBTS(FM) operates. The number of media outlets identified above does not include other television stations whose signals may be received by residents in the Atlanta DMA but which are not licensed to communities within the market. The figures also do not include newspapers circulated within the Atlanta Radio Metro Market that are published outside of that area. Similarly, the figures do not include any magazines, newsletters or other periodicals with measurable circulation in the market.

In addition to the abundance of traditional media in the Atlanta market, the internet significantly adds to the media voices in the Atlanta market. Nationwide, seventy percent of adults have access to the internet and thirty-seven percent of adults have high-speed internet connections at their home.³⁰ The internet offers countless sources of local and national news. For example, the recent advent of blogs demonstrate the extraordinary level of diversity of information that is available on the internet. In short, the combined ownership of a newspaper and a top-forty radio station cannot threaten the extraordinary abundance of media that is available in the Atlanta market.

Conclusion. Almost ten years ago the Commission granted the same waiver for the same market. Developments since that time only further support Cox's waiver request. Media

²⁹ *Editor and Publisher International Yearbook 2005. See Attachments 2, 3.*

³⁰ *See John B. Horrigan, Pew Internet & American Life Project, Online News: For Many Home Broadband Users, the Internet Is a Primary News Source, at i (Mar. 22, 2006), available at http://www.pewinternet.org/pdfs/PIP_News.and.Broadband.pdf.*

diversity in the Atlanta market and elsewhere has exploded, and as a result, the Commission declared that the radio/newspaper cross-ownership rule does not serve the public interest. Where as here, diversity is and will remain remarkably high, a temporary waiver of restrictions designed to foster diversity is appropriate. A temporary waiver of the radio/newspaper cross-ownership rule would be consistent with the public interest because it would permit Cox to better serve the residents of its community of license and the surrounding areas, without adversely affecting diversity or competition in the relevant markets. Accordingly, the Commission should grant Cox a temporary waiver of Section 73.3555(d) for a period ending “six months from the date of a final order in the radio-newspaper docket, [MB Docket No. 02-277].”³¹

³¹ *New City*, 12 FCC Rcd. at ¶ 57.

ATTACHMENT 1

Broadcast Stations Serving the Atlanta Market

**Radio Stations in Atlanta, GA Metro Market¹ and
Television Stations in Atlanta, GA DMA²**

| | Licensee (Group Owner) | Call Sign | Location |
|---|---|------------------|---|
| 1 | Georgia Television, Inc. (Cox Broadcasting, Inc.) | WSB-TV | Atlanta, Georgia |
| | CXR Holdings, LLC (Cox Broadcasting, Inc.) | WSB(AM) | Atlanta, Georgia |
| | CXR Holdings, LLC (Cox Broadcasting, Inc.) | WSB-FM | Atlanta, Georgia |
| | CXR Holdings, LLC (Cox Broadcasting, Inc.) | WALR-FM | La Grange, Georgia (outside the radio metro market, but ranked by BIA) |
| | CXR Holdings, LLC (Cox Broadcasting, Inc.) | WBTS(FM) | Doraville, Georgia |
| | Cox Radio, Inc. (Cox Broadcasting, Inc.) | WSRV(FM) | Gainesville, Georgia (outside the radio metro market, but ranked by BIA) |
| 2 | Dickey Broadcasting Co. (Dickey Brothers Broadcasting, LLC) | WCNN(AM) | N. Atlanta, Georgia |
| | Dickey Broadcasting Co. (Dickey Brothers Broadcasting, LLC) | WALR(AM) | Atlanta, Georgia |
| | Dickey Broadcasting Co. (Dickey Brothers Broadcasting, LLC) | WFOM(AM) | Marietta, Georgia |
| 3 | Citicasters Licenses, LP (Clear Channel) | WCOH(AM) | Newnan, Georgia |
| | Citicasters Licenses, LP (Clear Channel) | WKLS(FM) | Atlanta, Georgia |
| | Citicasters Licenses, LP (Clear Channel) | WVWA(FM) | Peachtree City, Georgia |
| | Citicasters Licenses, LP (Clear Channel) | WGST(AM) | Atlanta, Georgia |
| | Citicasters Licenses, LP (Clear Channel) | WLTM(FM) | Atlanta, Georgia |
| | CC Licenses, LLC (Clear Channel) | WWVA-FM | Canton, Georgia |
| | CC Licenses, LLC (Clear Channel) | WBZY(FM) | Bowdon, Georgia |
| 4 | CBS Radio East, Inc. (CBS Radio) | WVEE(FM) | Atlanta, Georgia |
| | CBS Radio East, Inc. (CBS Radio) | WAOK(AM) | Atlanta, Georgia |
| | CBS Radio Inc. of Atlanta (CBS Radio) | WZGC(FM) | Atlanta, Georgia |
| 5 | Radio Disney Atlanta, LLC (Citadel/ABC) | WDWD(AM) | Atlanta, Georgia |

¹ Atlanta Radio Metro Market: Barrow, Bartow, Carroll, Cherokee, Clayton, Cobb, Coweta, DeKalb, Douglas, Fayette, Forsyth, Fulton, Gwinnett, Henry, Newton, Paulding, Pickens, Rockdale, Spalding & Walton Counties, GA.

² Atlanta, GA DMA: all counties in the Radio Metro Market, plus Cleburne & Randolph Counties, AL; Banks, Butts, Clarke, Dawson, Fannin, Floyd, Gilmer, Gordon, Greene, Habersham, Hall, Haralson, Heard, Jackson, Jasper, Lamar, Lumpkin, Madison, Meriwether, Morgan, Oconee, Oglethorpe, Pike, Polk, Putnam, Rabun, Towns, Troup, Union, Upson, & White Counties, GA; Clay County, NC

| | Licensee (Group Owner) | Call Sign | Location |
|----|--|------------------|---|
| | ABC Radio Atlanta, LLC (Citadel/ABC) | WYAY(FM) | Gainesville, Georgia (outside the radio metro market, but ranked by BIA) |
| | ABC Radio Atlanta, LLC (Citadel/ABC) | WKHX-FM | Marietta, Georgia |
| 6 | Cherokee Broadcasting Co., Inc. (Columbus Television Inc.) | WCHK(AM) | Canton, Georgia |
| | Cherokee Broadcasting Co., Inc. (Columbus Television Inc.) | WNSY(FM) | Talking Rock, Georgia |
| 7 | WGUN, Inc. (Rivers Group) | WGUN(AM) | Atlanta, Georgia |
| 8 | ROA Licenses, LLC (RadioOne, Inc.) | WJZZ-FM | Roswell, Georgia |
| | ROA Licenses, LLC (RadioOne, Inc.) | WPZE(FM) | Fayetteville, Georgia |
| | Radio One Licenses, LLC (RadioOne, Inc.) | WHTA(FM) | Hampton, Georgia |
| | New Mableton Broadcasting Corporation (Radio One, Inc.) | WAMJ(FM) | Mableton, Georgia |
| 9 | WAEK Limited Partnership (Beasley Broadcast Group) | WWWE(AM) | Hapeville, Georgia |
| | WAEK Limited Partnership (Beasley Broadcast Group) | WAEK(AM) | Atlanta, Georgia |
| 10 | GA-MEX Broadcasting, Inc. (Javier Macias) | WAZX(AM) | Smyrna, Georgia |
| 11 | WYZE Radio, Inc. (George Buck, Jr) | WYZE(AM) | Atlanta, Georgia |
| 12 | Mr. Mark Hellinger (Hellinger Broadcasting Company) | WYYZ(AM) | Jasper, Georgia |
| 13 | Lincoln Financial Media Co. of GA (Lincoln Financial Media) | WQXI(AM) | Atlanta, Georgia |
| | Lincoln Financial Media Co. of GA (Lincoln Financial Media) | WSTR(FM) | Smyrna, Georgia |
| 14 | Pennsylvania Media Associates, Inc. (Salem Communications Corporation) | WGKA(AM) | Atlanta, Georgia |
| | South Texas Broadcasting, Inc. (Salem Communications Corporation) | WAFS(AM) | Atlanta, Georgia |
| | South Texas Broadcasting, Inc. (Salem Communications Corporation) | WNIV(AM) | Atlanta, Georgia |
| | South Texas Broadcasting, Inc. (Salem Communications Corporation) | WLTA(AM) | Alpharetta, Georgia |
| | South Texas Broadcasting, Inc. (Salem Communications Corporation) | WFSH-FM | Athens, Georgia (outside the radio metro market, but ranked by BIA) |
| 15 | La Favorita, Inc. | WAOS(AM) | Austell, Georgia |
| | La Favorita, Inc. | WXEM(AM) | Buford, Georgia |

| | Licensee (Group Owner) | Call Sign | Location |
|----|--|------------------|---|
| | La Favorita, Inc. | WLBA(AM) | Gainesville, Georgia (outside the radio metro market, but ranked by BIA) |
| 16 | Davis Broadcasting of Atlanta, LLC (Davis Broadcasting, Inc.) | WLKQ(FM) | Buford, Georgia |
| 17 | Anverse, Inc. | WBHF(AM) | Cartersville, Georgia |
| 18 | Pacific Star Broadcasting, Inc. (Charles Kim) | WPBS(AM) | Conyers, Georgia |
| 19 | Hanmi Broadcasting, Inc. (Chang Soo Kim) | WPBC(AM) | Decatur, Georgia |
| 20 | Teresa Prieto | WPLO(AM) | Grayson, Georgia |
| 21 | Prieto Enterprises, Inc. (Filiberto Prieto) | WFTD(AM) | Marietta, Georgia |
| 22 | Mark Myers | WIMO(AM) | Winder, Georgia |
| 23 | WLT Associates, LP | WKEU(AM) | Griffin, Georgia |
| 24 | WNNX Lico, Inc. (Susquehanna Radio Corp.) <i>approved sale to Cumulus Media Partners, LLC</i> | WNNX(FM) | Atlanta, Georgia |
| | WNNX Lico, Inc. (Susquehanna Radio Corp.) <i>approved sale to Cumulus Media Partners, LLC</i> | WWWQ(FM) | College Park, Georgia |
| 25 | BR Anderson | WKUN(AM) | Monroe, Georgia |
| 26 | Word Christian Broadcasting, Inc. | WDCY(AM) | Douglasville, Georgia |
| | Word Christian Broadcasting, Inc. | WDPC(AM) | Dallas, Georgia |
| | Word Christian Broadcasting, Inc. | WNEA(AM) | Newnan, Georgia |
| 27 | Chappell Communications, LLC | WHIE(AM) | Griffin, Georgia |
| 28 | WYAI, Inc. (Steven L. Gradick) | WLBB(AM) | Carrollton, Georgia |
| | WYAI, Inc. (Steven L. Gradick) | WBTR-FM | Carrollton, Georgia |
| 29 | Way Broadcasting Licensee, LLC (Multicultural Radio Broadcasting, Inc.) | WATB(AM) | Decatur, Georgia |
| | Multicultural Radio Broadcasting Licensee, LLC (Multicultural Radio Broadcasting, Inc.) | WGFS(AM) | Covington, Georgia |
| 30 | South Atlanta Broadcasting, Inc. (Saints, Inc.) | WSSA(AM) | Morrow, Georgia |
| 31 | Christian Broadcasting of East Point, Inc. (Levi Willis) | WTJH(AM) | East Point, Georgia |
| 32 | Provident Broadcasting Company (Watkins Associated Industries) | WVFJ-FM | Manchester, Georgia (outside the radio metro market, but ranked by BIA) |
| 33 | Rogers Communications, Inc. (William Rogers) <i>Approved sale to Clarion Communications, Inc.</i> | WYXC(AM) | Cartersville, Georgia |
| 34 | Henry County Radio, Inc. (S./D. Earnhart) | WKKP(AM) | McDonough, Georgia |
| 35 | Women's World Broadcasting, Inc. (S. Stone/B. Fox) | WTSH(FM) | Rockmart, Georgia (outside the radio metro market, but ranked by BIA) |
| 36 | JW Broadcasting, Inc. (Joseph Weber) | WMLB(AM) | East Point, Georgia |

| | Licensee (Group Owner) | Call Sign | Location |
|----|--|-----------------------|---|
| | Intermart Broadcasting of Georgia, Inc. <i>Approved sale to JW Broadcasting, Inc.</i> | WWAA(AM) | Avondale Estates, Georgia |
| 37 | Immanuel Broadcasting Network, Inc. | WCCV(FM) [#] | Cartersville, Georgia |
| 38 | Clark Atlanta University | WCLK(FM) [#] | Atlanta, Georgia |
| 39 | Life Radio Ministries, Inc. | WMVV(FM) [#] | Griffin, Georgia |
| 40 | Georgia State University | WRAS(FM) [#] | Atlanta, Georgia |
| 41 | Radio Communications Board, Georgia Institute of Technology | WREK(FM) [#] | Atlanta, Georgia |
| 42 | Radio Free Georgia Broadcasting Foundation | WRFG(FM) [#] | Atlanta, Georgia |
| 43 | Curriculum Development Foundation | WWEV-FM [#] | Cumming, Georgia |
| 44 | Bible Broadcasting Network | WYFW(FM) [#] | Winder, Georgia |
| 45 | Community Public Radio | WNEE(FM) [#] | Jasper, Georgia |
| 46 | Sandy Springs Radio, LLC | WFGM(AM) | Sandy Springs, Georgia <i>CP-not yet on air</i> |
| 47 | Tugart Properties, LLC (D. Sutton/T. Carter) | WVOF(AM) | Walhalla, SC <i>(outside the radio metro market, but ranked by BIA)</i> CP at Lithia Springs, GA <i>(within the radio metro market)</i> |
| 48 | WAGA License, Inc. (Fox Television Stations, Inc.) | WAGA(TV) | Atlanta, Georgia |
| 49 | Georgia Public Telecommunications Commission | WGTV(TV) [#] | Athens, Georgia |
| | Georgia Public Telecommunications Commission | WUWG(FM) [#] | Carrollton, Georgia |
| 50 | Gannett Georgia, L.P. (Gannett Co., Inc.) | WXIA-TV | Atlanta, Georgia |
| 51 | Paxson Atlanta License, Inc. (Paxson Communications Corp.) | WPXA(TV) | Rome, Georgia |
| 52 | Superstation, Inc. (Turner Broadcasting) | WTBS(TV) | Atlanta, Georgia |
| 53 | WATL, LLC (Tribune Company) | WATL(TV) | Atlanta, Georgia |
| 54 | Univision Atlanta LLC (Univision Communications, Inc.) | WUVG-TV | Athens, Georgia |
| 55 | Meredith Corporation | WGCL(TV) | Atlanta, Georgia |
| 56 | Community Television, Inc. | WATC(TV) | Atlanta, Georgia |
| 57 | Trinity Broadcast Network, Inc. | WHSB-TV | Monroe, Georgia |
| 58 | Atlanta Television Station WUPA Inc. (Viacom, Inc.) | WUPA(TV) | Atlanta, Georgia |
| 59 | Board of Education of the City of Atlanta | WPBA(TV) [#] | Atlanta, Georgia |
| | Board of Education of the City of Atlanta | WABE(FM) [#] | Atlanta, Georgia |

Sources: BIA Financial Network, “Atlanta, GA Market Overview” and “FCC Geographic Market Definition for Atlanta, GA,” *available at* BIA Media Access Pro Database.
Broadcasting & Cable Yearbook 2006 at B-33 and B-136.

ATTACHMENT 2

Daily Newspapers Serving the Atlanta Metro Market

Daily Newspapers Published in Counties Within the Atlanta Metro Market

| Name | City Published | County | Publisher/Owner |
|---|-----------------------|--------------------------------|------------------------------------|
| <i>The Atlanta Journal-Constitution</i> | Atlanta, GA | Fulton County DeKalb County | Cox Newspapers, Inc. |
| <i>News Daily</i> | Jonesboro, GA | Clayton County | Community Newspapers Holdings Inc. |
| <i>The Rockdale Citizen</i> (Mon to Fri) <i>Saturday Citizen</i> (Sat) <i>Sunday Citizen</i> (S) | Conyers, GA | Rockdale County | Gray Television, Inc. |
| <i>The Newton Citizen</i> (Mon to Fri) <i>Saturday Citizen</i> (Sat) <i>Sunday Citizen</i> (S) | Covington, GA | Newton County | Gray Television, Inc. |
| <i>Gwinnett Daily Post</i> | Lawrenceville, GA | Gwinnett County | Gray Television, Inc. |
| <i>Griffin Daily News</i> | Griffin, GA | Spalding County | Paxton Media Group, L.L.C. |
| <i>Douglas County Sentinel</i> | Douglasville, GA | Douglas County | Paxton Media Group, L.L.C. |
| <i>Marietta Daily Journal</i> | Marietta, GA | Cobb County | Times-Journal, Inc. |

Source: *Editor and Publisher International Yearbook, 2005.*

ATTACHMENT 3

Weekly Newspapers Serving the Atlanta Metro Market

Weekly Newspapers Published in Counties Within the Atlanta Metro Market

| Name | City Published | County | Publisher/Owner |
|---|-----------------------|-----------------------------------|-------------------------------|
| <i>The Revue & News</i> | Alpharetta, GA | Fulton County | Appen Newspapers, Inc. |
| <i>Dallas New Era</i> | Dallas, GA | Paulding County | Dallas New Era |
| <i>The Citizen</i> | Fayetteville, GA | Fayette County | Fayette Publishing, Inc. |
| <i>The Covington News</i> | Covington, GA | Newton County | Morris Multimedia, Inc. |
| <i>Paulding County Sentinel</i> | Douglasville, GA | Douglas County Paulding County | Paxton Media Group, L.L.C. |
| <i>News Review</i> | Griffin, GA | Spaulding County | Paxton Media Group, L.L.C. |
| <i>The Villa Rican</i> | Villa Rica, GA | Douglas County | Paxton Media Group, L.L.C. |
| <i>Dunwoody Crier</i> | Atlanta, GA | DeKalb County | The Dunwoody Crier |
| <i>Austell Neighbor</i> | Marietta, GA | Cobb County | Times-Journal, Inc. |
| <i>The Douglas Neighbor</i> | Douglasville, GA | Douglas County | Times-Journal, Inc. |
| <i>East Cobb Neighbor</i> | Marietta, GA | Cobb County | Times-Journal, Inc. |
| <i>Fayette Neighbor</i> | Fayetteville, GA | Fayette County | Times-Journal, Inc. |
| <i>South Fulton Neighbor</i> | Forest Park, GA | Clayton County | Times-Journal, Inc. |
| <i>De Kalb Neighbor</i> | Atlanta, GA | DeKalb County | Times-Journal, Inc. |
| <i>Henry Neighbor</i> | Forest Park, GA | Henry County | Times-Journal, Inc. |
| <i>The Clayton Neighbor</i> | Forest Park, GA | Clayton County | Times-Journal, Inc. |
| <i>Kennesaw-Acworth-Neighbor</i> | Marietta, GA | Cobb County | Times-Journal, Inc. |
| <i>The Rockdale Neighbor</i> | Conyers, GA | Fulton County | Times-Journal, Inc. |
| <i>The Smyrna/Vinings Neighbor</i> | Marietta, GA | Cobb County | Times-Journal, Inc. |
| <i>North De Kalb Neighbor</i> | Atlanta, GA | DeKalb County | Times-Journal, Inc. |
| <i>Northside-Sandy Springs Neighbor</i> | Atlanta, GA | Cobb County | Times-Journal, Inc. |
| <i>Paulding Neighbor</i> | Dallas, GA | Paulding County | Times-Journal, Inc. |
| <i>The North Fulton Neighbor</i> | Roswell, GA | Fulton County | Times-Journal, Inc. |

Source: *Editor and Publisher International Yearbook, 2005.*

ATTACHMENT 4

Cable Systems Serving the Atlanta Metro Market

| CABLE SYSTEM | OWNER | COUNTIES SERVED | SUBSCRIBERS | CHANNEL CAPACITY |
|------------------------------|------------------------------------|--|--|-------------------------|
| Acworth | City of Acworth | Cobb | 3,500 | N/A |
| Atlanta | BellSouth Entertainment, Inc. | Cherokee, Cobb, DeKalb, Fulton, Gwinnett Counties; Chamblee (DeKalb), Duluth (Gwinnett), Lawrenceville (Gwinnett), Roswell (Fulton), & Woodstock (Cherokee) | N/A | N/A |
| Atlanta (Central Portion) | Comcast Cable Communications, Inc. | Clayton, DeKalb, Fulton Counties; Avondale Estates (DeKalb), Chamblee (DeKalb), Clarkston (DeKalb), College Park (Fulton), Decatur (DeKalb), Doraville (DeKalb), Druid Hills (DeKalb), Dunwoody (DeKalb), East Point (Fulton), Fairburn (Fulton), Hapeville (Fulton), Lithonia (DeKalb), North Druid Hills (DeKalb), Palmetto (Fulton), Pine Lake (DeKalb), Stone Mountain (DeKalb), Union City (Fulton) | 600,000 (Includes Atlanta northern portion and Atlanta perimeter) | 70 |
| Atlanta (Northern Portion) | Comcast Cable Communications, Inc. | Bartow, Cherokee, Cobb, Fulton, Gwinnett Counties; Acworth (Cobb), Alpharetta (Fulton), Austell (Cobb), Bartow, Berkeley Lake (Gwinnett), Grayson (Gwinnett), Holly Springs (Cherokee), Kennesaw (Cobb), Lilburn (Gwinnett), Mableton (Cobb), Marietta (Cobb), Norcross (Gwinnett), Powder Springs (Cobb), Robins AFB | N/A | 70 |

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| CABLE SYSTEM | OWNER | COUNTIES SERVED | SUBSCRIBERS | CHANNEL CAPACITY |
|---------------------|------------------------------------|---|-------------|------------------|
| | | (Houston), Roswell (Fulton), Sandy Spring (Fulton), Snellville (Gwinnett), Vinings (Cobb), Woodstock (Cherokee) | | |
| Atlanta (Perimeter) | Comcast Cable Communications, Inc. | Carroll, Clayton, Coweta, Douglas, Fayette, Floyd, Gordon, Jasper, Newton, Paulding, Rockdale, Troup, Walton Counties; Brooks (Fayette), Calhoun (Gordon), Conley (Clayton), Conyers (Rockdale), Covington (Newton), Dallas (Paulding), Douglasville (Douglas), Ellenwood (Clayton), Fairfield Plantation (Camden), Fairmount (Gordon), Fayetteville (Fayette), Fort Gillem (Clayton), Forest Park (Clayton), Good Hope (Walton), Grantville (Coweta), Hampton (Henry), Hiram (Paulding), Jersey (Walton), Jonesboro (Clayton), Lake City (Clayton), Loganville (Walton), Lovejoy (Clayton), Monticello (Jasper), Morrow (Clayton), Mount Zion (Carroll), Peachtree City (Fayette), Resaca (Gordon), Riverdale (Clayton), Rome (Floyd), Senoia (Coweta), Social Circle (Walton), Tyrone (Fayette), Walnut Grove (Walton), Whitesburg (Carroll), | N/A | 70 |

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| CABLE SYSTEM | OWNER | COUNTIES SERVED | SUBSCRIBERS | CHANNEL CAPACITY |
|---------------------|-------------------------------|---|--------------------|-------------------------|
| | | Woolsey (Fayette) | | |
| Bent Tree | KLiP Interactive | Pickens County | 331 | 36 |
| Big Canoe | Alltel Corp. | Dawson, Pickens Counties | 1,232 | 36 |
| Bishop | Galaxy Cablevision | Morgan, Oconee, Walton Counties; Good Hope (Walton), High Shoals (Oconee), Watkinsville (Oconee) | 89 | 37 |
| Canton | Adelphia Communications Corp. | Bartow, Cherokee, Forsyth, Polk Counties; Adairsville (Bartow), Ball Ground (Cherokee), Cartersville (Bartow), Cumming (Forsyth), Emerson (Bartow), Euharlee (Bartow), Holly Springs (Cherokee), Kingston (Bartow), Taylorsville (Bartow), White (Bartow) | 33,623 | N/A |
| Carrollton | Charter Communications | Carroll, Heard Counties; West Georgia College | N/A | N/A |
| Covington | Covington Cable TV | Newton County; Oxford (Newton), Porterdales (Newton) | 11,200 | 79 |
| Fairburn | Fairburn Utilities | Fulton County | N/A | 78 |
| Gainesville | Charter Communications, Inc. | Gwinnett, Hall Counties; Chestnut Mountain (Hall), Buford (Gwinnett), Flowery Branch (Hall), Murrayville (Hall), Oakwood (Hall) | 29,509 | N/A |

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| CABLE SYSTEM | OWNER | COUNTIES SERVED | SUBSCRIBERS | CHANNEL CAPACITY |
|----------------------------------|------------------------------------|--|--------------------|-------------------------|
| Griffin | Comcast Cable Communications, Inc. | Spalding County; Orchard Hill (Spalding), Sunny Side (Spalding) | 11,800 | 54 |
| Gwinnett County (portions) | Charter Communications, Inc. | Gwinnett County; Buford (Gwinnett), Dacula (Gwinnett), Duluth (Gwinnett), Lawrenceville (Gwinnett), Rest Haven (Gwinnett), Sugar Hill (Gwinnett), Suwanee (Gwinnett) | 39,790 | N/A |
| Monroe | Monroe Utilities Network | Walton County; Good Hope (Walton), Social Circle (Walton) | 5,658 | 68 |
| Newnan | Charter Communications, Inc. | Coweta, Meriwether Counties; Lone Oak (Meriwether), Luthersville (Meriwether), Moreland (Coweta), Sharpsburg (Coweta), Turin (Coweta) | 12,265 | N/A |
| Newton County (Southern Portion) | KLIP Interactive | Butts, Jasper, Newton Counties | 896 | 65 |
| Roswell | Charter Communications, Inc. | Fulton, Gwinnett Counties; Mountain Park (Fulton) | 16,379 | N/A |
| Smyrna | Charter Communications, Inc. | Cobb, DeKalb, Douglas, Fulton Counties; Atlanta (Fulton), Austell (Cobb), Mableton (Cobb) | 30,939 | N/A |
| Stockbridge | Charter Communications, Inc. | Butts, Clayton, Henry, Lamar, Meriwether, Monroe, Pike, Rockdale Counties; Aldora (Lamar), Barnesville (Lamar), Concord (Pike), Flovilla | 26,271 | N/A |

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| CABLE SYSTEM | OWNER | COUNTIES SERVED | SUBSCRIBERS | CHANNEL CAPACITY |
|--------------------------|-------------------------------------|---|--------------------------------|---|
| | | (Butts), Greenville (Meriwether), Hampton (Clayton), High-falls (Monroe), Indian Springs (Butts), Jackson (Jackson), Jenkinsburg (Butts), Locust Grove (Henry), McDonough (Henry), Meansville (Pike), Milner (Lamar), Molena (Pike), Williamson (Pike), Woodbury (Meriwether), Zebulon (Pike) | | |
| Villa Rica | Charter Communications, Inc. | Carroll, Haralson Counties; Bowdon (Carroll), Bremen (Haralson), Buchanan (Haralson), Temple (Carroll) | 6,242 | N/A |
| Winder | Adelphia Communications Corporation | Banks, Barrow, Gwinnett, Hall, Jackson Counties; Braselton (Jackson), Clermont (Hall), Hoschton (Jackson), Lula (Hall), Maysville (Banks), Pendergrass (Jackson), Statham (Barrow), Talmo (Jackson) | 4,428 | 100 |
| | | | | |
| Total: 23 Systems | | | 834,152 Subscribers | Average Channel Capacity of 63.58 (11 not reporting) |

Source: *Television and Cable Factbook, Vol. 1 (2006)*