

APPLICATION FOR STATION LICENSE
APEX BROADCASTING, INC.
WFFN RADIO STATION
CH 237C2 - 95.3 MHZ - 17.5 KW
COALING, ALABAMA
May 2005

TECHNICAL STATEMENT

This Technical Statement was prepared on behalf of Apex Broadcasting, Inc. (“Apex”), licensee of radio station WFFN, Channel 237A, Cordova, Alabama. Apex has an outstanding permit to change from Channel 237A to Channel 237C2, and change community of license to Coaling, Alabama (BMPH-20041124AFW). Apex herein submits a license application to cover the outstanding permit. Apex is operating WFFN under automatic program test authority. A calculation of the transmitter power output of the WFFN transmitter is attached as Exhibit A.

There are seven operating conditions/restrictions on the WFFN permit. The first condition notes that as a result of the grant of the permit, §73.202(b) of the rules has been amended to show Channel 237C2 at Coaling, Alabama, in lieu of Channel 237C3. Apex notes this change. The second and third conditions require that program test for WFFN not commence until program test for station WAFM commences on Channel 239A at Amory, Mississippi, with the facilities authorized in BPH-20041124AFY, and further that a license will not be granted for WFFN until a license is granted for WAFM. Additionally, WFFN may not commence operation until WBHJ commences on Channel 239C2 at Midfield, Alabama, with the facilities authorized in BPH-20040521AEO, and further that a license would not be granted for WAFM until a license

for WBHJ was granted. Both WAFM and WBHJ have commenced operation on their new channels. Applications for station license for WAFM and WBHJ will be submitted within ten days of commencement of program tests for both stations. As such, these two conditions have been met, and WFFN may commence program tests on Channel 237C2 at Coaling, Alabama.

The fourth condition notes that the permit was granted pursuant to §73.215 of the rules. Apex acknowledges that it sought processing pursuant to §73.215. The fifth condition notes that the license for WFFN will automatically expire on June 30, 2005, if the station has not resumed broadcasting. WFFN has resumed broadcasting prior to the June 30th date. The sixth condition requires Apex to reduce the power of WFFN or cease operation, as needed, to insure that persons with access to the tower will not be exposed to radio frequency radiation levels in excess of the Commission's guidelines. Apex will comply with this requirement. The final condition notes that WFFN may commence program test provided station WXJC-FM has commenced operation at Cordova, Alabama. WXJC-FM has commenced operation at Cordova, Alabama and received a new license (BLH-20040819AAQ).

Based on the foregoing, it is believed that WFFN is operating in compliance with the Commission's rules and that all conditions have been met.