

EXHIBIT I

ADVERSE FINDINGS

There was an adverse finding June 2003 in a sexual harassment case involving a graduate student in the College of Education (*Julie DeVall McElroy vs. State of Iowa, Iowa State University of Science and Technology*, Polk County Case No. CL74459), resulting in a substantial verdict against the University. This was a retrial of the case. The first trial resulted in a determination completely in favor of the University. The University appealed the decision in August 2003 (*Julie DeVall McElroy vs. State of Iowa, Iowa State University of Science and Technology*, Supreme Court of Iowa No. 99-1446). No decision has been rendered on the appeal. We continue to believe that the University did not violate Ms. DeVall-McElroy's rights.

IOWA STATE UNIVERSITY

August 8, 2004
Date

By Paul Tanaka
Paul Tanaka
University Counsel

DOW, LOHNES & ALBERTSON, PLLC
ATTORNEYS AT LAW

STAMP & RETURN

BARRY S. PERSH

DIRECT DIAL 202-776-2458
bpersh@dialaw.com

WASHINGTON, D.C.

1200 NEW HAMPSHIRE AVENUE, N.W. · SUITE 800 · WASHINGTON, D.C. 20036-6802
TELEPHONE 202-776-2000 · FACSIMILE 202-776-2222

ONE RAVINIA DRIVE · SUITE 1600
ATLANTA, GEORGIA 30346-2108
TELEPHONE 770-901-8800
FACSIMILE 770-901-8874

September 5, 2003

RECEIVED

SEP - 5 2003

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Marlene H. Dortch, Esq.
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554
Attention: Ownership Section

Re: Iowa State University of Science and Technology
Report on Adverse Litigation
FRN: 0005084868

Dear Ms. Dortch:

On behalf of Iowa State University of Science and Technology (the "University"), and pursuant to Section 1.65(c) of the FCC's rules, we submit herewith in duplicate a Report on Adverse Litigation. The University is the licensee of the following noncommercial educational broadcast stations: WOI(AM), Ames, Iowa (Facility ID 29119), WOI-FM, Ames, Iowa (Facility ID 29118), KWOI(FM), Carroll, Iowa (Facility ID 122627) and KTPR(FM), Fort Dodge, Iowa (Facility ID 29066). The University is also the applicant for new noncommercial educational FM stations at Perry, Iowa (FCC File No. BPED-19951215ME), Ottumwa, Iowa (BPED-19950213MB) and Oskaloosa, Iowa (BPED-19981215MA).

An adverse ruling was issued against the University in June, 2003 in *Julie DeVall McElroy v. State of Iowa, Iowa State University of Science and Technology* (Polk County Case No. CL74459). The case involved a sexual harassment claim filed by a graduate student in the University's College of Education. The adverse finding came in a retrial of the case after the first trial resulted in a determination in the University's favor. The University has filed motions to vacate the finding, and plans to appeal the decision if the motions are not granted.

This filing is made out of an abundance of caution. The University does not believe that this matter involves conduct bearing on its FCC licensee character qualifications. The University also notes that this adjudication, which it plans to appeal, did not involve its broadcast stations, operations or employees. The University is a large state institution of higher education and, from time to time, is subject to adjudication that is wholly separate from its broadcast operations and FCC qualifications. The University submits that this matter has no bearing on its stewardship of its broadcast stations.

020410.0004.02.00.01

Marlene H. Dortch, Esq.
September 5, 2003
Page 2

Should any questions arise concerning this matter, kindly contact this office.

Very truly yours,


Barry S. Persh