

**Exhibit E-5**

This exhibit has been included to demonstrate that the proposed facility would comply with the provisions of Section 73.3555 of the Commission's Rules. The proposed facility would be located within Madera County, California, which is outside an Arbitron rated market. Although the applicant has an attributable interest in two other applications in this auction within California as well as an attributable interest in KNGY(FM) at Alameda, CA, the principal community coverage contours of these facilities do not overlap the predicted 70 dBu service contour of the proposed facility.

It should be noted that 3 Point Media – San Francisco, LLC, the licensee of KNGY(FM) at Alameda, CA has applied for Commission consent to transfer the license of that facility to Flying Bear Licensing, LLC. That entity has no common ownership or control with either 3 Point San Francisco, or the applicant.

Since there would be no common overlap of principal community coverage contours between the proposed facility and any other facility in which the applicant would have an attributable, and because the proposed facility would be located outside an Arbitron rated market, it is respectfully submitted that the proposed facility would comply with Section 73.3555 of the Commission's Rules.