

COMPLIANCE WITH RADIO/TV CROSS-OWNERSHIP RULE

American Broadcasting Companies, Inc., a wholly owned indirect subsidiary of ABC, Inc. (“ABC”), submits this exhibit in support of its application for assignment of the license of full-power commercial radio station WEVD(AM), New York, New York (“WEVD”) from the Forward Association, Inc. (“Forward”) to ABC.

ABC is the licensee of full-power commercial television (“TV”) station WABC-TV, New York, New York (“WABC-TV”). WABC is assigned to the Nielsen Designated Market Area (“DMA”) for New York, New York. ABC is the indirect parent of WABC-AM Radio, Inc., the licensee of full-power commercial radio station WABC(AM), New York, New York (“WABC”), which is assigned to the New York Arbitron radio metro market. ABC also is the indirect parent of WPLJ-FM Radio, Inc., the licensee of full-power commercial radio station WPLJ(FM), New York, New York (“WPLJ”), which also is assigned to the New York Arbitron radio metro market. ABC further has an attributable interest in full-power commercial radio station WQEW(AM), New York, New York (“WQEW”), which is licensed to the New York Times Electronic Media Company and is assigned to the New York Arbitron radio metro market. WEVD is assigned to the New York Arbitron radio metro market.

ABC certifies that it will be in compliance with the broadcast multiple and cross-ownership rules of the Federal Communications Commission (“Commission”) following consummation of the proposed transaction. The only broadcast multiple or cross-ownership rules implicated by the proposed transaction are the radio multiple ownership rule and the

radio/TV cross-ownership rule.¹

The radio/TV cross-ownership rule is triggered when the Grade A contour of a TV station encompasses the entire community of license of an AM or FM radio station, or when the 2 mV/m contour of an AM radio station or the 1 mV/m contour of an FM radio station encompasses the entire community of license of a TV station.² Attached hereto is a map demonstrating that the Grade A contour of WABC-TV fully encompasses New York, the community of license of WABC, WPLJ, WQEW, and WEVD, thereby triggering the radio/TV cross-ownership rule. As shown on the attached map, no ownership in distant markets triggers the radio/TV cross-ownership rule.³ Therefore, for purposes of the radio/TV cross-ownership analysis, consummation of the proposed transaction will result in ABC controlling one TV station and four radio stations in the New York market.

Under the Commission's rules, an entity may control one TV station and one radio station in the same geographic area without regard to the number of independently owned media voices in the area.⁴ An entity may own additional radio stations if the relevant geographic area is served by a sufficient number of independent media voices as defined by the Commission's rules. An entity may control one TV station and up to four radio stations in a geographic area if

¹ A separate exhibit detailing compliance with the radio multiple ownership rule, 47 C.F.R. § 73.3555(a), has been submitted with this application.

² 47 C.F.R. § 73.3555(c)(1).

³ See Review of the Commission's Regulations Governing Television Broadcasting, Memorandum Opinion and Second Order on Reconsideration, 16 FCC Rcd. 1067, at ¶ 41 (2001).

⁴ 47 C.F.R. § 73.3555. See also Review of the Commission's Regulations Governing Television Broadcasting, Television Satellite Stations Review of Policy and Rules, Report and Order, 14 FCC Rcd 12903 (1999).

there will exist in the area at least ten independently owned media voices post-combination. Therefore, in order for ABC to acquire control of one TV station (WABC-TV) and four radio stations in the New York market as a result of the proposed transaction, ABC must demonstrate that there will exist at least ten independently owned media voices in the New York market following consummation of the proposed transaction.

For purposes of this analysis, based on the Commission's rules, the New York market is defined to include: (a) all independently owned and operated commercial and noncommercial full-power radio stations located in the New York Arbitron radio metro market; (b) all independently owned and operated commercial and noncommercial full-power TV stations located in the New York DMA; (c) all independently owned cable systems serving the New York DMA, counted as a single entity; and (d) all independently owned daily newspapers for which the circulation exceeds 5% of the households in the New York DMA.⁵ A table listing the independent voices in the New York radio market is attached hereto as Table 1.

Based on the showings in the attached Table 1, more than ten independent voices will exist in the New York market following the consummation of the proposed transaction. Because this market will have well in excess of ten independent voices post-consummation, ABC's proposed acquisition of WEVD is in full compliance with the Commission's radio/TV cross-ownership rule.

⁵ See 47 C.F.R. § 73.3555(c)(3).

TABLE 1: POST-CONSUMMATION INDEPENDENT VOICES IN NEW YORK RADIO MARKET¹

TELEVISION AND RADIO STATIONS

Voice	Group Owner	Call Sign	Community of License	Channel/Service	Licensee
1	AAA Entertainment LLC	WBEA-FM	Montauk, NY	104.7 MHz	AAA Entertainment Licensing LLC
	AAA Entertainment, LLC	WEHM-FM	East Hampton, NY	96.7 MHz	AAA Entertainment Licensing, LLC
2	ABC, Inc.	WEVD	New York	1050 kHz	ABC, Inc.
	ABC, Inc.	WQEW	New York	1560 kHz	New York Times Electronic Media Co. (brokered by ABC, Inc.)
	ABC, Inc.	WABC-TV	New York	7	American Broadcasting Companies, Inc.
	ABC, Inc.	WABC(AM)	New York	770 kHz	WABC-AM Radio, Inc.
	ABC, Inc.	WPLJ(FM)	New York	95.5 MHz	WPLJ-FM Radio, Inc.
3	Aurora Communications	WPUT	Brewster, NY	1510 kHz	Aurora of Danbury License Co.
4	Azteca America	WSAH	Bridgeport, CT	43	Azteca America
5	Barnstable Broadcasting Inc.	WBZO-FM	Bay Shore, NY	103.1 MHz	WCMB Broadcasting LP
	Barnstable Broadcasting Inc.	WRCN-FM	Riverhead, NY	103.9 MHz	IW LLC
	Barnstable Broadcasting Inc.	WHLI	Hempstead, NY	1100 kHz	Long Island Broadcasting Inc.
	Barnstable Broadcasting Inc.	WFOG	Riverhead, NY	1570 kHz	IW LLC
	Barnstable Broadcasting Inc.	WGSM	Huntington, NY	740 kHz	IW LLC
	Barnstable Broadcasting Inc.	WMJC-FM	Smithtown, NY	94.3 MHz	IW LLC
	Barnstable Broadcasting Inc.	WKJY-FM	Hempstead, NY	98.3 MHz	Long Island Broadcasting Inc.
6	Big City Radio Inc.	WWXY-FM	Hampton Bays, NY	107.1 MHz	Big City Radio-NYC LLC
	Big City Radio Inc.	WWYY-FM	Belvidere, NJ	107.1 MHz	Big City Radio-NYC LLC
	Big City Radio Inc.	WWZY-FM	Long Branch, NJ	107.1 MHz	Big City Radio-NYC LLC

¹ All television and radio information is taken from the 2001 Broadcasting & Cable Yearbook. No daily newspaper or cable system information is included, as the number of independent voices is well over ten without examining newspaper or cable system ownership.

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7	Bloomberg Communications, Inc.	WBBR(AM)	New York	1130 AM	Bloomberg Communications, Inc.
8	Board of Education City of New York	WNYE(FM)	New York	91.5 FM	Board of Education City of New York
	Board of Education, City of New York	WNYE-TV	New York	25	Board of Education, City of New York
9	Buckley Broadcasting Corp.	WOR(AM)	New York	710 AM	Buckley Broadcasting of New York
10	Chancellor Media Corp. Co.	WTJM(FM)	New York	105.1 FM	Chancellor Broadcasting License
	Chancellor Media Corp. Licenses, LLC	WKTU(FM)	New York	103.5 FM	Chancellor Media Shamrock Radio
11	City College of New York	WHCR-FM	New York	90.3 FM	City College of New York
12	Clear Channel	WHTZ-FM	Newark, NJ	100.3 MHz	AMFM Radio Licenses LLC
	Clear Channel	WLTW(FM)	New York	106.7 FM	Chancellor Media Radio License, LLC
	Clear Channel	WNLK	Norwalk, CT	1350 kHz	Capstar TX LP
	Clear Channel	WALK	Patchogue, NY	1370 kHz	Chancellor Media License Co.
	Clear Channel	WEFX-FM	Norwalk, CT	95.9 MHz	Capstar TX LP
	Clear Channel	WALK-FM	Patchogue, NY	97.5 MHz	Chancellor Media License Co.
	Clear Channel	WAXQ(FM)	New York	104.3 FM	WAXQ License
13	College of Staten Island	WSIA(FM)	New York	88.9 FM	College of Staten Island
14	Columbia University	WKCR-FM	New York	89.9 FM	Trustees of Columbia University
15	Connecticut Public Broadcasting, Inc.	WEDW	Bridgeport, CT	49	Connecticut Public Broadcasting, Inc.
16	Cox Broadcasting	WBAB-FM	Babylon, NY	102.3 MHz	CXR Holdings Inc.
	Cox Broadcasting	WBLI-FM	Patchogue, NY	106.1 MHz	CXR Holdings, Inc.
	Cox Broadcasting	WGBB	Freeport, NY	1240 kHz	WGBB-AM
	Cox Broadcasting	WSTC	Stamford, CT	1400 kHz	Cox Radio Inc.
	Cox Broadcasting	WHFM-FM	Southampton, NY	95.3 MHz	CXR Holdings Inc.
	Cox Broadcasting	WKHL-FM	Stamford, CT	96.7 MHz	Cox Radio Inc.
17	Crystal Coast Communications	WRIV	Riverhead, NY	1390 kHz	Crystal Coast Communications
18	Educational Broadcasting Corp.	WNET	Newark, NJ	13	Educational Broadcasting Corp.

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19	Emmis Communications Corp.	WQCD(FM)	New York	101.9 FM	Emmis FM Radio Corp. of New York
	Emmis Communications Corp.	WQHT(FM)	New York	97.1 FM	Emmis License Corp. of New York
	Emmis Communications Corp.	WRKS-FM	New York	98.7 FM	Emmis Radio License Corp. of New York
20	Family Stations Inc.	WFME-FM	Newark, NJ	94.7 MHz	Family Stations Inc.
	Family Stations Inc.	WHTG-FM	Eatontown, NJ	94.7 MHz	Family Stations Inc.
	Family Stations of New Jersey	WFME	West Milford, NJ	66	Family Stations of New Jersey
21	Fordham University	WFUV(FM)	New York	90.7 FM	Fordham University Executive Committee, Boar of Trustees
22	Greater Media Inc.	WCTC	New Brunswick, NJ	1450 kHz	Raritan Valley Broadcasting Co.
	Greater Media Inc.	WMGQ-FM	New Brunswick, NJ	98.3 MHz	Raritan Valley Broadcasting Co.
23	Greenwich Broadcasting Corp.	WGCH	Greenwich, CT	1490 kHz	Greenwich Broadcasting Corp.
24	Hudson-Westchester Radio Inc.	WVOX	New Rochelle, NY	1460 kHz	Hudson-Westchester Radio Inc.
25	Hudson-Westchester Radio Inc.	WRTN-FM	New Rochelle, NY	93.5 MHz	Hudson-Westchester Radio Inc.
26	Inner City Broadcasting	WBLS(FM)	New York	107.5 FM	Inner City Broadcasting Corp.
	Inner City Broadcasting	WLIB(AM)	New York	1190 AM	Inner City Broadcasting Corp.
27	James Chladek	WXMC	Parsippany-Troy Hills, NJ	1310 kHz	James Chladek
28	Jarad Broadcasting	WLIR-FM	Garden City, NY	92.7 MHz	Jarad Broadcasting
29	K&M Broadcasters Inc.	WKMB	Stirling, NJ	1070 kHz	K&M Broadcasters Inc.
30	Kingsborough Community College	WKRB(FM)	New York	90.9 FM	Kingsborough Community College
31	Long Island Educational Television Council	WLIW	Garden City, NY	21	Long Island Educational Television Council
32	Long Island Multimedia LLC	WLUX	Islip, NY	540 kHz	Long Island Multimedia LLC

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	Long Island Music Broadcasting Corp.	WLIM	Patchogue, NY	1580 kHz	Long Island Music Broadcasting Corp.
33	Mainstreet Broadcasting Co.	WLNG-FM	Sag Harbor, NY	92.1 MHz	Mainstreet Broadcasting Co.
34	MAK Communications, LLC	WBSQ-FM	Bridgehampton, NY	102.5 MHz	MAK Communications, LLC
35	Mariana Broadcasting Inc.	WGHT	Pompton Lakes, NJ	1500 kHz	Mariana Broadcasting Inc.
36	Monticello Mountaintop Broadcasting Inc.	WJUX-FM	Monticello, NY	99.7 MHz	Monticello Mountaintop Broadcasting Inc.
37	Mountain Broadcasting Corp.	WMBC	Newton, NJ	63	Mountain Broadcasting Corp.
38	Multicultural Radio Broadcasting Inc.	WNSW	Newark, NJ	1430 kHz	Multicultural Radio Broadcasting Inc.
	Multicultural Radio Broadcasting Inc.	WPAT	Paterson, NJ	930 kHz	WPAT Inc.
	Multicultural Radio Broadcasting, Inc.	WZRC(AM)	New York	1480 AM	Multicultural Radio Broadcasting, Inc.
39	Nassau Broadcasting Partners LP	WFAS-FM	White Plains, NY	103.9 MHz	Aurora of Westchester License Co.
	Nassau Broadcasting Partners LP	WFAF-FM	Mount Kisco, NY	106.3 MHz	Nassau Broadcasting II LLC
	Nassau Broadcasting Partners LP	WEBE-FM	Westport, CT	107.9 MHz	Nassau Broadcasting II LLC
	Nassau Broadcasting Partners LP	WFAS	White Plains, NY	1230 kHz	Aurora of Westchester License Co.
	Nassau Broadcasting Partners LP	WJLK-FM	Asbury Park, NJ	94.3 MHz	Nassau Broadcasting Partners LP
40	NBC	WNBC	New York	4	NBC Subsidiary Inc.
41	New Jersey AM Radio LP	WWTR	Bridgewater, NJ	1170 kHz	New Jersey AM Radio LP
42	New Jersey Broadcasting Inc.	WMTR	Morristown, NJ	1250 kHz	New Jersey Broadcasting Inc.
43	New Jersey Public Broadcasting Authority	WNJN	Montclair, NJ	50	New Jersey Public Broadcasting Authority
	New Jersey Public Broadcasting Authority	WNJB	New Brunswick, NJ	58	New Jersey Public Broadcasting Authority

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44	New Mass Media Partners LP	WRNN	Kingston, NY	63	WRNN-TV Associates LP
45	New York University	WNYU-FM	New York	89.1 FM	New York University
46	News Corp.	WWOR-TV	Secaucus, NJ	9	BHC Communications
	News Corp./FOX	WNYW	New York	5	FOX Television Stations Inc.
47	Northern New Jersey Radio LP	WDHA-FM	Dover, NJ	105.5 MHz	Northern New Jersey Radio LP
48	Pacifica Foundation, Inc. d/b/a Pacifica Radio	WBAI(FM)	New York	99.5 FM	Pacifica Foundation
49	Pamal Broadcasting Ltd.	WHUD-FM	Peekskill, NY	100.7 MHz	Pamal Broadcasting Ltd.
50	Paxson Communications Corp.	WPXN-TV	New York	31	Paxson Communications License Co.
51	Polnet Communications, Ltd.	WRKL	New City, NY	910 kHz	Polnet Communications, Ltd.
52	Radio Unica Corp.	WJDM	Elizabeth, NJ	1530 kHz	Radio Unica of New York License Corp.
	Radio Unica Corp.	WWRU	Elizabeth, NJ	1660 kHz	Radio Unica of New York License Corp.
53	Radio Vision Christiana Mgmt. Corp.	WWRV(AM)	New York	1330 AM	Radio Vision Christiana Mgmt. Corp.
54	Reynolds Communications Inc.	WSUL-FM	Monticello, NY	98.3 MHz	Reynolds Communications Inc.
55	Rose Communications Corp.	WDRE-FM	Westhampton, NY	98.5 MHz	Rose Communications Corp.
56	Salem Communications	WMCA(AM)	New York	570 AM	Salem Media of New York, LLC
57	Silver King Broadcasting	WHSI-TV	Smithtown, NY	67	SKNJ Broadcasting Partnership
58	Spanish Broadcasting System	WPAT-FM	Paterson, NJ	93.1 Mhz	WPAT Licensing Inc.
	Spanish Broadcasting System	WSKQ-FM	New York	97.9 FM	WSKQ Licensing, Inc.
59	Suburban Broadcasting Corp.	WVIP	Mount Kisco, NY	1310 kHz	Suburban Broadcasting Corp.

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60	Sydney L. Small	WWRL(AM)	New York	1600 AM	Sydney L. Small
61	Telemundo	WNJU	Linden, NJ	47	Telemundo
62	The New York Times Co.	WQXR-FM	New York	96.3 FM	The New York Times Electronic Media Corp.
63	Tribune Broadcasting Co.	WPIX	New York	11	WPIX, Inc.
64	Trinity Broadcasting Network	WTBY	Poughkeepsie, NY	54	Trinity Broadcasting of New York, Inc.
65	Universal Broadcasting of New York Inc.	WVNJ	Oakland, NJ	1160 kHz	Universal Broadcasting of New York Inc.
66	Universal Broadcasting of New York Inc.	WTHE	Mineola, NY	1520 kHz	Universal Broadcasting of New York Inc.
67	Univision	WXTV	Paterson, NJ	41	Univision
68	USA Broadcasting	WHSE-TV	Newark, NJ	68	SKNJ Broadcasting Partnership
69	Viacom	WCBS-FM	New York	101.1 FM	Infinity Broadcasting Corp.
	Viacom	WFAN(AM)	New York	660 AM	Infinity Broadcasting Operations, Inc.
	Viacom	WCBS(AM)	New York	880 AM	Infinity Broadcasting Corp.
	Viacom/CBS	WINS(AM)	New York	1010 AM	Infinity Broadcasting Corp.
	Viacom/CBS	WNEW(FM)	New York	102.7 FM	Infinity Broadcasting Corp.
	Viacom/CBS	WCBS-TV	New York	2	CBS
	Viacom/CBS	WXRK(FM)	New York	92.3 FM	CBS, Inc.
70	Wado-AM License Corp.	WADO	New York	1280 AM	Wado-AM License Corp.
71	Way Broadcasting, Inc.	WKDM(AM)	New York	1380 AM	Way Broadcasting, Inc.
	Way Broadcasting, Inc.	WLVG-FM	Center Moriches, NY	96.1 MHz	Way Broadcasting, Inc.
72	WHTG Inc.	WHTG	Eatontown, NJ	1410 kHz	WHTG Inc.
73	WLNY-TV Inc.	WLNY	Riverhead, NY	55	WLNY-TV Inc.
74	WNYC Radio Broadcasting Foundation	WNYC(AM)	New York	820 AM	WNYC Radio Broadcasting Foundation
	WNYC Radio Broadcasting Foundation	WNYC-FM	New York	93.9 FM	WNYC Radio Broadcasting Foundation