

## Section I - General Information

**NOTE: The failure to include an explanatory exhibit providing full particulars in connection with a "No" response may result in dismissal of the application. See General Instructions, Paragraph H for additional information regarding the completion of explanatory exhibits.**

New LPFM station applicants must complete all questions in Section II. Major and minor change applicants must complete only questions 1, 4, 6, 7 and 9.

<http://svartifoss2.fcc.gov/cgi-bin/ws.exe/prod/cdbforms/prod/cdbsmenu.htm?context=25&for...> 07/13/2005

- a. it is a nonprofit educational institution;  
 b. it is a nonprofit educational organization; or  
 c. it proposes a noncommercial public safety radio service to protect the safety of life, health or property.

☐ Yes ☐ No  
☒ Yes ☐ No  
☐ Yes ☐ No  
 [Exhibit 2]

Note: Applicants that answer "Yes" to 2a. or 2b. must include an exhibit that describes the applicant's educational program and how its proposed station will be used to advance its educational program. The exhibit should include the state and date of applicant's incorporation.

### 3. Parties to the Application.

- a. List separately each party to the application including, as applicable, the applicant, its officers, directors, five percent or greater stockholders, non-insulated partners, members, and all other persons and entities with attributable interests. If a corporation or partnership holds an attributable interest in the applicant, list separately, as applicable, its officers, directors, five percent or greater stockholders, non-insulated partners, and board members. Create a separate row for each individual or entity. Attach additional pages if necessary.

(1) Name and address of party.

(2) Citizenship.

(3) Positional Interest: Officer, director, general partner, limited partner, LLC member, or investor/creditor attributable under the Commission's **equity/debt plus** standard.

(4) Percentage of votes.

(5) Percentage of total assets (equity plus debt).

[Enter Parties/Owners Information]

- b. Applicant certifies that equity and financial interests not set forth above are non-attributable.

☐ Yes ☐ No  
☒ N/A

See Explanation in  
 [Exhibit 3]

### 4. Community-Based Criteria. The applicant certifies that:

- a. it is a nonprofit educational institution or organization that is physically headquartered or has a campus within 16.1 kilometers (10 miles) of the proposed transmitting antenna site set forth in this application;  
 b. it is a nonprofit educational institution or organization that has 75 percent of its board members residing within 16.1 kilometers (10 miles) of the proposed transmitting antenna site set forth in this application; or  
 c. it proposes a public safety radio service and has jurisdiction within the service area of the proposed LPFM station.

☐ Yes ☐ No

☒ Yes ☐ No

☐ Yes ☐ No

### 5. Ownership. The applicant certifies, based on its completion of Worksheet 1 and its review of the instructions to this application, that:

- a. no party to this application has an attributable interest in any other low power FM broadcast station;  
 b. no party to this application has an attributable interest in any non-LPFM broadcast station, including any full power AM or FM station, FM translator station, full or low power television station, or any other media subject to the Commission's broadcast ownership restrictions;  
 c. the applicant is in compliance with the Commission's policies relating to media interests of immediate family members; and  
 d. the applicant is in compliance with the Commission's policies relating to investor insulation and the non-participation of non-party investors and creditors.

☒ Yes ☐ No

☒ Yes ☐ No

See Explanation in  
 [Exhibit 4]

☒ Yes ☐ No

☒ Yes ☐ No

<p>6. <b>Character Issues.</b> The applicant certifies that neither the applicant nor any party to the application has or has had any interest in, or connection with:</p> <p>a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or</p> <p>b. any pending broadcast application in which character issues have been raised.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 5]</p>
<p>7. <b>Adverse Findings.</b> The applicant certifies that no adverse finding has been made and no adverse final action has been taken by any court or administrative body as to the applicant, any party to this application, or any non-party equity owner in the applicant, in a civil or criminal proceeding brought under the provisions of any law related to the following: any felony; mass media related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination?</p> <p>If the answer is "No," attach as an Exhibit a full disclosure concerning the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), and a description of the disposition of the matter. Where the requisite information has been earlier disclosed in connection with another application or as required by 47 C.F.R. Section 1.65, the applicant need only provide: (i) an identification of that previous submission by reference to the file number in the case of an application, the call letters of the station regarding which the application or Section 1.65 information was filed, and the date of filing; and (ii) the disposition of the previously reported matter.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>[Exhibit 6]</p>
<p>8. <b>Unlicensed Operation.</b></p> <p>a. The applicant certifies, under penalty of perjury, that neither the applicant nor any party to the application has engaged in any manner, individually or with other persons, groups, organizations, or other entities, in the unlicensed operation of any station in violation of Section 301 of the Communications Act of 1934, as amended, 47 U.S.C. Section 301.</p> <p>b. For applicants responding "No" to Question 8a. only, the applicant certifies, under penalty of perjury, that to the extent the applicant or any party to the application has engaged in any manner, individually or with other persons, groups, organizations or other entities, in the unlicensed operation of a station in violation of Section 301 of the Communications Act, as amended, 47 U.S.C. Section 301, all such engagement:</p> <p>i. ceased voluntarily no later than February 26, 1999, without direction from the Commission to do so; or</p> <p>ii. ceased within 24 hours of being directed by the Commission to terminate unlicensed operation of any station.</p>	
<p>9. <b>Anti-Drug Abuse Act Certification.</b> Applicant certifies that neither the applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>

### Section III - Point System Factors

New station and major change applicants must complete the following questions.

Point system factors are used only for selection among mutually exclusive applications for new LPFM stations and major modifications of authorized LPFM stations. Mutually exclusive applicants will be awarded one point for each of the following:

<p>1. <b>Established community presence.</b></p>		
<p>a.</p>	<p><b>Educational Institutions and Organizations.</b> The applicant certifies that, for a period of at least two years prior to the date of this application, it has existed as an educational institution or organization and has been physically headquartered, has had a campus, or has had seventy-five percent of its board members residing within 10 miles of the coordinates of the proposed transmitting antenna.</p> <p>An applicant claiming a point under factor 1a. must submit an exhibit documenting its established community presence. See instructions.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>[Exhibit 7]</p>

	b. <b>Public Safety Radio Service.</b> The applicant certifies that, for a period of at least two years prior to the date of this application, it has had jurisdiction within the service area of the proposed public safety radio service LPFM station.	<input type="radio"/> Yes <input type="radio"/> No
2.	<b>Proposed operating hours.</b> The applicant pledges to operate the proposed station for at least 12 hours per day.	<input checked="" type="radio"/> Yes <input type="radio"/> No
3.	<b>Local program origination.</b> The applicant pledges to originate locally at least eight hours of programming per day.	<input checked="" type="radio"/> Yes <input type="radio"/> No
Note: For purposes of this factor, local origination is the production of programming within 10 miles of the coordinates of the proposed transmitting antenna.		

#### Section IV - Certification

The applicant certifies that the statements in this application are true, complete, and correct to the best of its knowledge and belief, and are made in good faith.

The applicant acknowledges that all certifications and attached Exhibits are considered material representations.

The applicant acknowledges that the submission of false or misleading statements will subject the applicant to fines, revocation of license(s), and applicable criminal penalties.

The applicant hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by licensee or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

Typed or Printed Name of Person Signing TIM KOCHIS	Typed or Printed Title of Person Signing BOARD MEMBER
Signature	Date 7/13/2005

#### Section V LPFM Engineering

##### TECHNICAL SPECIFICATIONS

Applicants must list technical specifications accurately. Contradictory data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.

##### TECH BOX

1. Class: <input type="radio"/> LP100 <input type="radio"/> LP10 2. Channel: 3. Antenna Location Coordinates: (NAD 27)  Latitude: Degrees Minutes Seconds <input checked="" type="radio"/> North <input type="radio"/> South
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Longitude

Degrees Minutes Seconds ☒ West ☐ East

4. Antenna Structure Registration Number:

☐ Not Applicable ☐ Notification filed with FAA

5. Antenna Location Site Elevation Above Mean Sea Level: meters

6. Overall Tower Height Above Ground Level: meters

7. Height of Radiation Center Above Ground Level: meters

8. **Power and height limitations.** By checking "Yes", the applicant acknowledges that ☐ Yes ☐ No it will be authorized to operate within the parameters defined in 47 C.F.R. Section 73.811 as calculated based on the data specified herein.

**An explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.**

9.	a. <b>Interference.</b> The applicant certifies that the proposed facility complies with all pertinent distance separation requirements of 47 C.F.R. Section 73.807.	<input type="radio"/> Yes <input type="radio"/> No
	Note: New station applications that fail to meet all Section 73.807 separation requirements will be returned and not provided an opportunity to file a curative amendment.	
	b. <b>Short-Spaced Stations.</b> Major and minor change applicants responding "No" to Question 9a. must answer Question 9b. The applicant certifies that the proposed facility modification complies with 47 C.F.R. Section 73.807(f).	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A See Explanation in [Exhibit 8]
10.	<b>TV Channel 6 Interference (Channel 201-220).</b> The applicant certifies that the proposed facility complies with 47 C.F.R. Section 73.825.	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A See Explanation in [Exhibit 9]
11.	<b>National Environmental Policy Act.</b> The applicant certifies, based on its completion of Worksheets 2 and 3 and its review of the instructions to this application, that the proposed facility is excluded from environmental processing under 47 C.F.R. Section 1.1306 (i.e., the facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine compliance through the use of the attached General Environmental and RF Exposure Worksheets, an <b>Exhibit is required.</b>	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 10]

**THE FOLLOWING PREPARER'S CERTIFICATION MUST BE COMPLETED AND SIGNED.**

### PREPARER'S CERTIFICATION

I certify that I have prepared Section V (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name	Relationship to Applicant (e.g., Consulting Engineer)	
Signature	Date	
Mailing Address		
City	State or Country (if foreign address)	Zip Code

Telephone Number (include area code)	E-Mail Address (if available)
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WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

## Exhibits

### Exhibit 2

**Description:** EDUCATIONAL PROGRAM

THE FREEDOM FUND IS A TENNESSEE CORPORATION, INCORPORATED IN 1991.

THE EDUCATIONAL PROGRAM OF THE FREEDOM FUND WILL BE IDENTICAL TO THE PREVIOUSLY FILED EDUCATIONAL PROGRAM EXHIBIT OF OOLTEWAH BAPTIST CHURCH AS INCLUDED IN THE ORIGINAL APPLICATION FOR LP CONSTRUCTION PERMIT. ALTHOUGH A SEPARATE CORPORATION, TIM KOCHIS IS A BOARD MEMBER OF EACH CORPORATION. MR. KOCHIS'S JOB AS WYTY-LP'S GENERAL MANAGER INCLUDES PROGRAMMING. THE ORIGINAL EDUCATIONAL PROGRAM EXHIBIT OF OOLTEWAH BAPTIST CHURCH WAS PREPARED BY MR. KOCHIS. HE WILL REMAIN AT WYTY-LP AS GENERAL MANAGER AND TRUSTEE/TREASURER OF THE FREEDOM FUND. NO CHANGES TO THE EDUCATIONAL PROGRAM ARE PROPOSED AND THE FORMER PROGRAM EXHIBIT HAS BEEN AMENDED ONLY TO CHANGE THE APPLICANT TO 'THE FREEDOM FUND'. THE PROGRAM EXHIBIT IS AS FOLLOWS:

EXHIBIT 2

DESCRIPTION: EXHIBIT 2 - ADVANCE THE APPLICANTS EDUCATIONAL PROGRAM

EXHIBIT 2

THE FREEDOM FUND

OOLTEWAH, TENNESSEE

DESCRIPTION OF HOW STATION WILL BE USED TO ADVANCE THE APPLICANTS EDUCATIONAL PROGRAM

THE FREEDOM FUND, INCORPORATED IN 1991, IS A NON-PROFIT, EDUCATIONAL ORGANIZATION WHICH WAS CHARTERED IN THE STATE OF TENNESSEE. THE FREEDOM FUND HAS BEEN IN EXISTENCE MORE THAN TWO YEARS PRIOR TO FILING THE INSTANT APPLICATION.

THE PROPOSED STATION WILL FURNISH A NON-PROFIT, EDUCATIONAL BROADCAST SERVICE FOR THE ADVANCEMENT OF EDUCATIONAL PROGRAMS FOR THE COMMUNITY. THE STATION PLANS TO TRANSMIT EDUCATIONAL, CULTURAL AND ENTERTAINMENT PROGRAMS TO THE PUBLIC, WITH A VARIETY OF EDUCATIONAL OBJECTIVES, SUCH AS:

- (1) TO PROVIDE EDUCATIONAL AND RELIGIOUS INSTRUCTION, AND MORAL TEACHING;
- (2) TO PROVIDE THE OPPORTUNITY FOR AND TO PROMOTE INFORMATIVE DISCUSSION AND DEBATE IN AREAS PERTAINING TO CONTEMPORARY SOCIAL AND RELIGIOUS ISSUES, AS WELL AS CITIZENSHIP AND ITS RESPONSIBILITIES;
- (3) TO PROVIDE SOLUTIONS TO COMMUNITY PROBLEMS SUCH AS DRUG AND ALCOHOL ABUSE, PORNOGRAPHY AND INDECENCY, THE BREAKDOWN OF THE FAMILY UNIT, CRIME, THE ECONOMY, THE ENVIRONMENT AND EDUCATION, AND;
- (4) TO TEACH CITIZENSHIP, PATRIOTISM, PEACEFUL CONFLICT RESOLUTION, AND FAMILY LIFE ENHANCEMENT.

OOLTEWAH BAPTIST CHURCH WILL PROVIDE A NUMBER OF REGULAR FEATURES AND PROGRAMS THAT ADVANCE ITS VARIOUS EDUCATIONAL OBJECTIVES, SUCH AS:

- (1) FOCUS ON THE FAMILY - THIS SYNDICATED PROGRAM FEATURES NATIONALLY KNOWN PSYCHOLOGIST, DR. JAMES DOBSON, AND DEALS WITH A VARIETY OF ISSUES RELATING TO THE FAMILY AND

SOCIETY, SUCH AS FAMILY COMMUNICATIONS, DIVORCE, EATING DISORDERS, ALCOHOLISM, DRUG ABUSE, HEALTH ISSUES, STRESS IN THE FAMILY AND OTHER FAMILY MATTERS. THE PROGRAM IS PRODUCED DAILY AND IS 30 MINUTES IN LENGTH.

(2) THE ALTERNATIVE - THIS PROGRAM ADDRESSES ISSUES OF IMPORTANCE TO THE URBAN COMMUNITY WITH WELL COMMUNICATED BIBLICAL SOLUTIONS. HOSTED BY DR. TONY EVANS, A NATIONALLY KNOWN BLACK PASTOR FROM DALLAS, TEXAS.

(3) POINT OF VIEW - THIS TALK SHOW FEATURES EVERYDAY ISSUES THAT AFFECT THE CORE OF THE AMERICAN FAMILY. ISSUES INCLUDE NEW BILLS ON CAPITAL HILL, HOW TO DEAL WITH THE IRS, AND HOW TO ACHIEVE AND MAINTAIN GOOD HEALTH AND FITNESS.

(4) INSIGHT FOR LIVING - THIS FEATURE PROGRAM OFFERS INSIGHT ON BIBLICAL PRINCIPLES APPLIED TO OUR CONTEMPORARY SOCIETY, IN A CONVERSATIONAL FORMAT, WITH PRACTICAL APPLICATION SUGGESTIONS. THE PROGRAM IS HOSTED BY NATIONALLY KNOWN PASTOR AND BIBLE TEACHER CHUCK SWINDOLL. THE PROGRAM IS PRODUCED DAILY AND IS 30 MINUTES IN LENGTH.

(5) FREEDOM UNDER FIRE - THIS PROGRAM FEATURES INFORMATION ON RELIGIOUS FREEDOM. IT IS HOSTED BY A FIRST AMENDMENT LAWYER EXPLAINING CONSTITUTIONAL RIGHTS AND RESPONSIBILITIES. THE PROGRAM IS PRODUCED DAILY AND IS 3 MINUTES IN LENGTH.

(6) JAMES DOBSON FAMILY COMMENTARY - PSYCHOLOGIST DR. JAMES DOBSON DEALS WITH A WIDE VARIETY OF ISSUES AFFECTING SOCIETY AS A WHOLE, AND FAMILIES IN PARTICULAR. THE PROGRAM IS PRODUCED DAILY AND IS 2 MINUTES IN LENGTH.

(7) FAMILY LIFE TODAY - THIS PROGRAM WAS AWARDED THE PROGRAM OF THE YEAR IN 1995 BY THE NATIONAL RELIGIOUS BROADCASTERS. A DAILY 30 MINUTE BROADCAST THAT ADDRESSES ISSUES IMPORTANT TO STRENGTHENING FAMILIES, MARRIAGES, AND RAISING CHILDREN. HOSTED BY DENNIS RAINEY, NATIONALLY KNOWN AUTHOR AND FAMILY/MARRIAGE COUNSELOR, THE PROGRAM FEATURES COMMENTARY AND GUESTS.

(8) HOW TO MANAGE YOUR MONEY - THIS PROGRAM IS HOSTED BY NATIONALLY KNOWN FINANCIAL COUNSELORS. THE PROGRAM IS PRODUCED DAILY AND IS 30 MINUTES IN LENGTH.

(9) FAMILY WORKSHOP - THIS PROGRAM PROVIDES INFORMATION AND ADVICE ON HOW FAMILIES CAN STAY TOGETHER.

(10) PRO-LIFE PERSPECTIVE - THIS PROGRAM PROVIDES INFORMATION ON CURRENT EVENTS RELATING TO THE PRO-LIFE -ABORTION DEBATE. THE PROGRAM IS PRODUCED DAILY AND IS 5 MINUTES IN LENGTH.

(11) JONI AND FRIENDS - THIS PROGRAM PROVIDES INFORMATION ON THE DISABLED AND THEIR RELATIONS WITH SOCIETY AND THE CHURCH, HOSTED BY JONI ERECKSON, A QUADRIPLAGIC. EXHIBIT 2, PAGE 4

(12) MOMSENSE - THIS PROGRAM FOCUSES ON THE IMPORTANCE OF MOTHERING, PLUS HELPFUL ADVICE FOR MOTHERS ON RAISING THEIR CHILDREN THROUGH ALL PHASES OF CHILDHOOD. THE PROGRAM IS PRODUCED DAILY AND IS 30 MINUTES IN LENGTH.

(13) FAMILY NEWS IN FOCUS - THIS PUBLIC AFFAIRS, ISSUE-ORIENTED PROGRAM PROVIDES LISTENERS WITH A PERSPECTIVE ON THE NEWS AND ISSUES NO READILY AVAILABLE THROUGH MAINSTREAM MEDIA. PROGRAM MATERIAL RELATES TO CURRENT EVENTS. THE PROGRAM IS PRODUCED DAILY AND IS 5 MINUTES IN LENGTH.

THE STATION WILL ALSO BROADCAST A VARIETY OF SPECIALTY MUSIC SHOWS, SUCH AS:

(1) SATURDAY NIGHT YOUTH NIGHT - HOT CHRISTIAN MUSIC FOR THE YOUNG AND YOUNG AT HEART. SATURDAY NIGHTS 7:00 P.M. -1:00 A.M.

(2) SUNDAY MORNING PRAISE - CONTEMPORARY PRAISE AND WORSHIP MUSIC. SUNDAY MORNINGS 6:00 A.M. - NOON.

OOLTEWAH BAPTIST CHURCH WILL PRIMARILY OFFER RELIGIOUS AND RELIGIOUS EDUCATIONAL PROGRAMMING. SOME OF THE PROGRAMMING WILL BE PRODUCED SOLELY BY OOLTEWAH BAPTIST CHURCH; SOME PROGRAMMING WILL BE PROVIDED BY LOCAL AND NATIONAL SYNDICATED RELIGIOUS AND EDUCATIONAL ORGANIZATIONS. THE FREEDOM FUND, WILL ALSO OFFER MUSIC PROGRAMMING, PUBLIC SERVICE ANNOUNCEMENTS FOR OTHER NONPROFIT RELIGIOUS EDUCATIONAL ENTITIES IN THE AREA, NEWS AND FEATURE PROGRAMS THAT ARE RESPONSIVE TO THE NEEDS AND INTERESTS OF THE LOCAL COMMUNITY.

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**Attachment 2**

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