

EXHIBIT 1  
PRECLUSION STATEMENT  
MILWAUKEE, WISCONSIN 286D  
KEVIN J. YOUNGERS  
FCC FORM 349  
AUGUST 2013

This Preclusion Statement is in support of a minor change application, FCC form 349, being filed on behalf of Kevin J. Youngers in regards to a new FM translator from the Auction 83 Filing Window, application BNPFT-20030317LFO, for Milwaukee, Wisconsin, facility ID 157544.

Kevin J. Youngers is proposing to relocate to an existing tower site, ASR 1248165, at the coordinates N. 43°-10q56+, W. 87°-54q23+, NAD 27 on channel 286D. The proposed operation will use an Effective Radiated Power of 2 Watts and will be mounted at 53 meters Above Ground Level, with a Center of Radiation at 256 meters Above Mean Sea Level.

According to DA 13-427, attachment B of March 14, 2013, this minor change requires a preclusion showing. The proposed transmitter site is within the Spectrum Limited Market Grid of Milwaukee, Wisconsin. Fig. 1 shows the Milwaukee Grid Test performed as specified in Attachment B of DA 13-427.

Fig. 1 shows that there are no LPFM licensing opportunities currently on channels 284, 285, or 287. Fig. 1 also shows that there is one LPFM licensing opportunity currently on the proposed FM translator channel, 286, and on channel 288 at the coordinates N. 43°-17q20+, W. 87°-39q23+, NAD 27. This site is the northeast point of the Milwaukee-Racine Spectrum Limited Market Grid and is actually located offshore multiple kilometers into Lake Michigan. (See Fig. 2.) Therefore, there really are no LPFM licensing opportunities on either channel 286 or channel 288 in the Milwaukee Market Grid.

Keeping all of this in mind, there are no LPFM licensing opportunities currently on the proposed FM translator channel, 286, or on either of the 1<sup>st</sup> or 2<sup>nd</sup> adjacent channels.

The new proposal will not preclude any identified LPFM channel/point licensing opportunity within the Milwaukee Spectrum Available Market Grid .

The new site is within a Spectrum Limited Top-50 Market, but not outside the Market Grid, so no Top-50 Transmitter Site Test is required in the preclusion study according to Appendix B of DA13-427.

The new site is not within 39 km of any other Market Grids.

In conclusion, the new proposal will not preclude any identified LPFM channel/point licensing opportunity within the Milwaukee Spectrum Available Market Grid or, for that matter, in any other Market Grid.