

EXHIBIT 13
SUPPLEMENT TO NCE ELIGIBILITY

At the request of FCC staff, New York Public Radio (“NYPR”) hereby supplements this application to include additional information pertaining to its educational qualifications and program.

In 1996, NYPR’s predecessor, WNYC Foundation, sought and obtained the Commission’s consent to acquire WNYC(AM) and WNYC-FM from WNYC Communications Group. *See* FCC File Nos. BAL-960517GU and BALH-960517GV (the “1996 Application”). The 1996 Application included an exhibit, reproduced as Attachment 1, below, which established WNYC Foundation’s intent to operate WNYC(AM) and WNYC-FM as non-commercial educational broadcast stations. In addition, the exhibit to the 1996 Application indicated that WNYC Foundation qualified for grants from the Corporation for Public Broadcasting—grants which NYPR continues to be eligible to receive.

The next year, WNYC Foundation sought and obtained FCC consent to the *pro forma* assignment of WNYC(AM) and WNYC-FM to WNYC Broadcasting Foundation. *See* FCC File Nos. BAL-970214GN and BALH-970214GO (the “1997 Application”). As described in the 1997 Application, the sole purpose of the *pro forma* assignment to WNYC Broadcasting Foundation was to secure state funding for WNYC-FM and WNYC(AM). Under New York law, the stations’ licensee had to be an “educational corporation” formed under New York law in order to qualify for funding. The stations’ licensee obtained this status by creating a new “educational corporation,” WNYC Broadcasting Foundation, which merged with WNYC Foundation. Following the merger, the surviving entity was renamed WNYC Radio. Subsequently, WNYC Radio changed its name to NYPR. Accordingly, NYPR submits that the educational qualifications and program submitted as part of the 1996 Application have established NYPR’s noncommercial educational qualifications for purposes of the instant application.

ATTACHMENT 1

PLANNED PROGRAMMING

The proposed Assignee¹ plans to continue to operate radio stations WNYC(AM)/-FM on a non-commercial educational basis and intends to offer programming responsive to issues of public concern facing the community of New York, New York. These issues will be addressed through a variety of non-entertainment and public affairs programming. The balance of the stations' schedules will offer cultural, informational, educational, and entertainment programming.

¹ WNYC Foundation, the proposed assignee, receives funding through the Public Broadcasting Fund, and thus is exempt from the fee associated with this filing pursuant to 47 C.F.R. § 1.1114(e)(1).