

FORM 318 APPLICATION FOR PERMIT TO CONSTRUCT LPFM STATION
EXHIBITS 4 - 6: Attribution and Ownership Restrictions

The Applicant owns no Low Power FM facilities or any other broadcast facility licensed by the agency. The Applicant holds no attributable ownership interest in another media facility or in any application pending before the agency.

However, Bishop Jamie Soto, the head of the Diocese of Sacramento, holds an attributable interest in the corporate sole of every parish church in his diocese. Each of these churches is incorporated as a corporate sole.

With respect to two such parishes:

- St. Joseph's Catholic Church, Marysville, Texas, and
- St. Vincent Ferrer Catholic Church, Vallejo, Texas

Each of these incorporated parishes is seeking a LPFM permit in the instant opportunity. Applicant nonetheless seeks to be deemed eligible to hold the LPFM permit contemplated herein, and to be deemed eligible for all relevant points in the comparative analysis, inasmuch as pursuant to Section 73.858(a) of the Commission's Rules, an officer or director of the Applicant may hold an otherwise attributable interest in another broadcast licensee, daily newspaper or cable television system only if: (1) the LPFM applicant or licensee entity is a multi-faceted organization; (2) the duties of the officer or director are wholly unrelated to the LPFM station; and (3) the officer or director recuses himself or herself from consideration of any matters affecting the LPFM station.

Applicant (and each of the church entities involved) is indeed a multi-faceted organization with numerous activities in a broad geographic jurisdiction. Moreover, the duties of each priest are wholly unrelated to the operation of any LPFM facilities not owned or operated by his office.

Accordingly, pursuant to Section 73.858(a) of the agency's Rules, to the extent the FCC deems it necessary or appropriate in order to prevent a single priest from holding undue influence, or being unduly influenced, in connection with other LPFM or broadcast activities at other Catholic clergy-governed institutions, Applicant hereby certifies that the Bishop has recused himself, and will continue to recuse himself, from any consideration of matters affecting the low power FM facility (facilities) contemplated in any LPFM facility, or application(s) pending before the agency that would secure a permit(s) to launch a LPFM facility.

In addition, pursuant to Section 73.858(b) of the Commission's Rules, a local chapter of a national organization will not have the attributable media interests of the national organization attributed to it, provided that the local chapter: (1) is incorporated in its local area separately from the national organization with which it is affiliated; and (2) has a distinct local presence and mission.

Each local Catholic church has a distinct local mission that includes the purpose of conducting religious education and operating full service schools specific to its geographic boundaries. Accordingly, any far-flung media interests of other clergy-governed entities within the Catholic Church are not attributable to the Applicant here.

We likewise stipulate that no clergy governing a Catholic Church entity of any other American diocese – including without limitation those entities that may hold an attributable ownership interest in a regulated media authorization, or that may be a party to a pending application for such an authorization -- shall exercise any role in the consideration of matters affecting the low power FM facility contemplated herein.