

MULTIPLE OWNERSHIP RULE COMPLIANCE

Fox Television Stations, LLC (“*FTS*”) submits this Exhibit pursuant to, and in connection with, the Commission’s December 20, 2019 Public Notice announcing revised processing procedures for assignment applications on FCC Form 314.¹ This Exhibit corresponds to the application, as amended, requesting Commission consent to the acquisition by FTS of the license of television station WITI-DT, Milwaukee, WI (a Fox network-affiliated station) located in the Milwaukee, Wisconsin Nielsen DMA (“*Milwaukee DMA*”). This Exhibit supersedes Exhibit 18 of the initial application and demonstrates that the proposed assignment is in compliance with the Commission’s multiple ownership rules now in effect as a result of the decision of the U.S. Court of Appeals for the Third Circuit in *Prometheus Radio Project v. FCC*.²

*National Television Ownership Rule*³

FTS currently has attributable interests in stations that in the aggregate reach 25.0% of the national television audience, as calculated in accordance with Section 73.3555(e) of the Commission’s rules based on TV household data from Nielsen.⁴ In addition to this application, FTS has filed an application for consent to assign the licenses of its television stations in the Charlotte, North Carolina Nielsen DMA, WJZY-DT, Belmont, NC, and WMYT-TV, Rock Hill, SC, to a subsidiary of Nexstar Media Group, Inc (“*Nexstar*”), and Nexstar has filed an application for consent to assign the licenses of its television stations in the Seattle-Tacoma, Washington Nielsen DMA, KCPQ-DT, Tacoma, WA, and KZJO-DT, Seattle, WA, to FTS. Upon the closing of all three of these proposed transactions, FTS would have an attributable interest in television stations reaching in the aggregate 26.5% of the national audience.

¹ *Media Bureau Announces Procedures for Processing FCC Form 314 and 315 Assignment and Transfer of Control Applications for Commercial Stations in Light of Third Circuit Mandate*, Public Notice, MB Docket Nos. 14-50, 09-182, 07-294, 04-256, 17-289 (rel. Dec. 20, 2019).

² 939 F.3d 567 (3d Cir. 2019), *petition for rehearing en banc denied* (3d Cir. Nov. 20, 2019).

³ This Exhibit addresses FTS’s compliance with the Commission’s national television ownership rules only. FTS does not own any broadcast television stations in the Milwaukee DMA; FTS does not directly or indirectly own, operate, or control any radio stations; FTS does not directly or indirectly own, operate, or control any newspapers in the Milwaukee DMA, nor does WITI’s service contour encompass the community of publication of any newspaper that FTS directly or indirectly owns, operates, or controls; and FTS has not entered into, nor is a party to, any joint sales agreement with respect to WITI. As a result, the Commission’s local television ownership rules are not implicated by this contemplated transaction. In an abundance of caution, we note that K. Rupert Murdoch and Lachlan K. Murdoch are officers of Fox Corporation and News Corporation. The Murdoch Family Trust also owns an attributable interest in both Fox Corporation and News Corporation. Fox Corporation is the ultimate parent of WNYW, New York, New York and WWOR-TV, Secaucus, New Jersey (both licensed to FTS), and News Corporation owns the New York Post in the New York DMA.

⁴ See The Nielsen Company (US), LLC, *Local Television Market Universe Estimates*, <https://www.nielsen.com/wp-content/uploads/sites/3/2019/09/2019-20-dma-ranker.pdf> (effective Sept. 28, 2019).