



Federal Communications Commission  
Washington, D.C. 20554

August 7, 2014

Nexstar Broadcasting, Inc.  
Attention: Elizabeth Ryder  
545 E. John Carpenter Freeway, Suite 700  
Irving, Texas 75062

Chad Meli  
Little Rock Chapter Director  
Parents Television Council  
P.O. Box 155  
Heber Springs, Arkansas 72543

Re: KARK-TV, Little Rock, Arkansas  
File No. BRCT-20050131BJU  
Facility ID No. 33440

Dear Objector/Licensee:

On May 3, 2005, an informal objection was filed opposing the license renewal of Station KARK-TV, Little Rock, Arkansas, now licensed to Nexstar Broadcasting, Inc. ("Licensee"). For the reasons set forth below, we deny the informal objection.

Section 309(k)(1) of the Communications Act of 1934 (the "Act") states that the Commission shall grant a license renewal application if it finds that (a) the station has served the public interest, convenience, and necessity; (b) there have been no serious violations of the Communications Act or Commission rules and regulations; and (c) there have been no other violations by the licensee of this Act or the rules or regulations of the Commission which, taken together, would constitute a pattern of abuse.<sup>1</sup> When an informal objection is filed against a license renewal application, the Commission applies a two-step analysis under the public interest standard.<sup>2</sup> The Commission must first determine whether the informal objection contains specific allegations of fact sufficient to show that granting the application would be *prima facie* inconsistent with the public interest.<sup>3</sup> If an informal objection meets this first step, the Commission must determine "whether the totality of the evidence raises a substantial and material question of fact justifying further inquiry."<sup>4</sup> If no such question is raised, the Commission will deny the informal objection and grant the application if it concludes that such grant otherwise serves the public interest, convenience, and necessity.<sup>5</sup>

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<sup>1</sup> 47 U.S.C. § 309(k)(1).

<sup>2</sup> *Astroline Communications Co. Ltd. Partnership v. FCC*, 857 F.2d 1556, 1561 (D.C. Cir. 1988); *Area Christian Television, Inc.*, Memorandum Opinion and Order, 60 RR 862, 864 (1986) (informal objections, like petitions to deny, must contain adequate and specific factual allegations sufficient to warrant the relief requested).

<sup>3</sup> 47 U.S.C. § 309(k)(1).

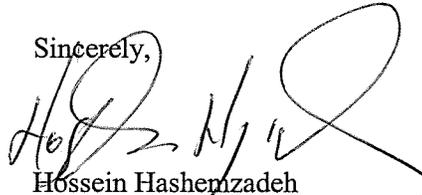
<sup>4</sup> *Citizens for Jazz on WRVR v. FCC*, 775 F.2d 392, 395 (D.C. Cir. 1985) (citing 47 U.S.C. §309(k)(2)); *Area Christian Television, Inc.*, 60 RR at 864.

<sup>5</sup> 47 U.S.C. § 309(k)(1).

*Discussion.* The Commission has already ruled on the merits of the objection's allegations and concluded that the material was not indecent.<sup>6</sup> We have reviewed the facts presented in the informal objection and conclude that it does not contain specific allegations which would justify denial or designation of the license renewal application or demonstrate a pattern of non-compliant behavior.<sup>7</sup>

We therefore conclude that the informal objection does not allege violations that raise substantial and material questions of fact concerning the Licensee's qualifications or would otherwise justify designation of the Station KARK-TV license renewal application for hearing pursuant to section 309(k) of the Act.<sup>8</sup> Accordingly, it is ordered that the informal objection **IS DENIED**.

Sincerely,



Hossein Hashemzadeh  
Deputy Chief, Video Division  
Media Bureau

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<sup>6</sup>See, e.g., *Complaints Regarding Various Television Broadcasts Between Feb. 2, 2002 and Mar. 8, 2005*, Notices of Apparent Liability and Memorandum Opinion and Order, 21 FCC Rcd 2664, 2710 (2005) ("Father of the Pride"); NBC Telemundo License Co., Memorandum Opinion and Order, 19 FCC Rcd 23025 (2004) ("Coupling")..

<sup>7</sup> *EZ New Orleans, Inc.*, Memorandum Opinion and Order, 15 FCC Rcd 7164 (1999); *Eagle Radio, Inc.*, Memorandum Opinion and Order, 9 FCC Rcd 1294, 1295 (1994).

<sup>8</sup>*Id.*