

Further Response to FCC Form 314, Section III, Question 6(c)

Question 6(c) of Section III is a three-part question, and Assignee Amanda Friedman certifies “yes” to two parts of Question 6(c). Specifically, Ms. Friedman certifies that the proposed assignment complies with (1) the Commission’s policies relating to future ownership interests, and (2) the Commission’s restrictions relating to the insulation and nonparticipation of non-party investors and creditors. Based upon a thorough review of FCC Form 314 Worksheet 3, page 9, however, Ms. Friedman has responded “no” to Question 6(c) in connection with the third part thereof, i.e., that the proposed assignment “does not present an issue under the Commission’s policies relating to media interests of immediate family members”. In that connection, the following particulars are provided for the Commission’s consideration.

By way of background, Ms. Friedman has been a resident of the Virgin Islands for 11 years. She also is the spouse of Jonathan K. Cohen, who indirectly holds a 100% ownership interest in radio stations WJKC(FM), WVIQ(FM) and WMNG(FM), all licensed to Christiansted, US Virgin Islands. Mr. Cohen also is a 24.5% shareholder of Caledonia Communications Corp. (“CCC”), which is the proposed assignee of Stations WSTX(AM)-FM, Christiansted, in a pending assignment application (File No. BALH-20060302ACP). CCC currently brokers programming aired on WSTX(AM)-FM pursuant to a time brokerage agreement (“TBA”).

WMYP, the station which Ms. Friedman proposes to acquire, is licensed to Frederiksted, US Virgin Islands, which has principal community contour overlap with the stations attributable to Mr. Cohen. Under Section 73.3555 and the interim contour overlap methodology used for determining non-Arbitron radio markets, Mr. Cohen currently has attributable interests in four FM stations (three owned interests, one TBA) and one AM station (TBA) in the same radio market. See Multiple Ownership Report contained in BALH-20060302ACP.

Ms. Friedman has had attributable Virgin Island media interests in the past, but has divested herself of them. Specifically, Ms. Friedman became an officer and director of JKC Communications of the Virgin Islands, Inc., licensee of Station WVIQ in 1999, but resigned those positions effective March 30, 2006. In addition, she was employed as the Sales Manager of Stations WVIQ, WJKC and WMNG from 1997 to April 2004. (Prior to her serving as Sales Manager, Ms. Friedman was an account executive at those stations for a two-year period.) Further, Ms. Friedman was an officer, director and 24.5% shareholder of CCC, but recently resigned the corporate positions and assigned her stock interest to CCC’s majority shareholder, who has no familial relationship to Ms. Friedman or Mr. Cohen. Accordingly, Ms. Friedman currently has no ownership or other attributable interest in or involvement with any Virgin Island media interests of her spouse which would cause his media interests to be attributable to her. Likewise, as will be demonstrated, there are no facts and circumstances that should cause the Commission to attribute Ms. Friedman’s proposed interest in WMYP to her spouse. In this connection, Ms. Friedman and Mr. Cohen have no involvement together in the management or operation of any other media interests located in other markets.

With respect to her purchase of WMYP, Ms. Friedman, to the exclusion of Mr. Cohen, has provided and will provide the requisite funds. The source of the good faith escrow deposit is Ms. Friedman’s own independent funds. Furthermore, Mr. Cohen will have no involvement in

Ms. Friedman's arrangements for payment of the purchase price of WMYP. In addition, Ms. Friedman and Mr. Cohen have no agreements, arrangements or understandings, either written or oral, between them for their participation in the financial affairs, commercial practices, programming, or employment practices of each other's stations. That is, Mr. Cohen will have no involvement whatsoever in any aspect of the business or operations of WMYP, and Ms. Friedman does not currently have and will not in the future have any involvement whatsoever in any aspect of the business or operations of radio stations attributable to Mr. Cohen. Their respective media interests in the Virgin Islands market will be independent and not subject to common influence or control.

Finally, in response to the Form 314 Worksheet 3 question that asks, "Has the family member who is not included as a party to the application been involved in negotiations with the licensee... for the acquisition... of any of the station(s) to be assigned?", the Commission is advised that Mr. Cohen received the initial contact from one of the owners of WMYP inquiring whether he, Mr. Cohen, was interested in purchasing WMYP. After some consideration, Mr. Cohen determined that he was committed to CCC's pending proposed acquisition of WSTX(AM)-FM, and mentioned the WMYP offer to Ms. Friedman. It was then that Ms. Friedman decided, based on her independent financial resources, her sales management and other broadcast experience, and her strong desire to return to the radio business after having temporarily stopped working to be a stay-at-home parent, that she had both the ability and the desire to acquire and oversee the operation of WMYP independently from her husband.

Accordingly, the Commission is assured by Ms. Friedman that the grant of the instant application will be in compliance with the Commission's policies relating to media interests of immediate family members. As demonstrated above, the media interests of Mr. Cohen are not and will not be subject to common influence or control with Ms. Friedman. Likewise, the future media interest of Ms. Friedman will not be subject to common influence or control with Mr. Cohen.

Should any additional information be desired by the Commission staff in connection with this matter, Ms. Friedman will gladly provide it.