

EXPLANATION OF ADVERSE FINDING

On June 10, 2016, Michael G. Hubbard, President of Auburn Network, Inc., was convicted in an Alabama state trial court of twelve felony counts under the Alabama Ethics Act, Ala. Code §36-25-1, et seq. *See State of Alabama v. Michael Gregory Hubbard*, CC-2014-565 (Circuit Court, Lee County, Alabama). Mr. Hubbard was sentenced to four years in prison and eight years of probation. However, Mr. Hubbard remains out of prison on bond and plans to appeal the convictions.

During the pendency of the appellate process, Auburn Network, Inc. respectfully requests that the Commission grant the license application on a conditional basis subject to the outcome of the appeal. *See In the Matter of Policy Regarding Character Qualifications in Broadcast Licensing*, FCC 85-648, Report, Order & Policy Statement, 102 FCC 2d 1179, n.62 (1986) (“In the appropriate circumstances, we may condition any Commission action on the outcome of an appeal.”).

Auburn Network, Inc. will provide a copy of the appeal and any additional information upon request.