

APPLICATION FOR STATION LICENSE
APEX BROADCASTING, INC.
WTUG-FM RADIO STATION
CH 225C1 - 92.9 MHZ - 100.0 KW
NORTHPORT, ALABAMA
June 2005

TECHNICAL STATEMENT

This Technical Statement was prepared on behalf of Apex Broadcasting, Inc. ("Apex"), licensee of radio station WTUG-FM, Channel 225C1, Tuscaloosa, Alabama. Apex has an outstanding permit to change community of license from Tuscaloosa to Northport, Alabama (BPH-20040614AAT). Apex herein submits a license application to cover the outstanding permit. Apex is operating WTUG-FM under automatic program test authority. A calculation of the transmitter power output of the WTUG-FM transmitter is attached as Exhibit A.

There are three operating conditions/restrictions on the WTUG-FM permit. The first condition notes that no construction is to commence for the changes approved in MM Docket #01-104, until MM Docket #98-112 is finalized. No actual construction was made to implement the change of community of license for WTUG-FM. WTUG-FM is effectively operating the same facilities authorized in BLH-19910318KD.

The second condition notes that the permit was granted pursuant to §73.215 of the rules. Apex acknowledges that it sought processing pursuant to §73.215. The final condition requires

Apex to reduce the power of WTUG-FM or cease operation, as needed, to insure that persons with access to the tower will not be exposed to radio frequency radiation levels in excess of the Commission's guidelines. Apex will comply with this requirement.

Based on the foregoing, it is believed that WTUG-FM is operating in compliance with the Commission's rules and that all conditions have been met.