

EXHIBIT 16
APPLICATIONS DISMISSED OR DENIED/PENDING ISSUES

There have been no adverse adjudications involving character qualifications against any party to the application. In addition, there are no dismissed or denied Federal Communications Commission (“FCC”) applications which left unresolved character issues against any party to the application.

As has been reported in prior applications which have been approved by the Commission (*e.g.*, BTCCT-971230PA-QC), Daniel D. Villanueva, a principal of BCF Media, LLC, Bron-Villanueva Capital, LLC, and Villanueva Investments, Inc. previously held a controlling interest in television station KSMS, Monterey, California, through KSMS-TV, L.P. By letter dated June 30, 1995, the Commission dismissed an application for consent to the assignment of the license for KSMS from KSMS-TV, L.P., to California Heartland Broadcasting, Inc. for failure to respond to FCC correspondence. KSMS-TV, L.P. subsequently assigned the station to KSMS-TV, Inc. pursuant to FCC approval. See FCC File No. BALCT-950911KE.

Daniel D. Villanueva was at one time an officer, director and shareholder of Spanish International Communications Corporation (“SICC”), which, at the time it was sold in 1987, operated a number of full power, low power and television translator stations. During the time Daniel D. Villanueva was associated with SICC, SICC filed several applications for full power and low power television permits which were dismissed, but none of these involved unresolved character issues.

Daniel D. Villanueva was also a principal of Bahia de San Francisco Television Company (“Bahia S.F.”), licensee of television station KDTV, San Francisco, California, and of The Seven Hills Television Company (“Seven Hills”), the licensee of KTVW-TV, Phoenix,

Arizona, and operator of a television translator station in Tucson, Arizona. In an initial decision by an administrative law judge, the renewal applications for the stations owned by SICC, Bahia S.F., and Seven Hills were denied. Spanish International Communications Corp., FCC 86D-1 (Admin. L.J. rel. Jan. 8, 1986) (“Initial Decision”). The Initial Decision contained no adverse conclusion directed at Mr. Villanueva personally. Rather, the administrative law judge concluded that the three companies were not qualified under Section 310(b) to remain licensees. Id. at ¶ 176.

Two of the companies, SICC and Bahia S.F., entered into a settlement agreement with the Mass Media Bureau, together with other parties to the proceeding, providing for renewal of their licenses on the condition that the stations be sold to a third party. The Commission determined that the settlement agreement was in the public interest, noting that “[t]he ALJ found only a technical violation of the law based principally on the interlocking relationships between [another principal, Rene] Anselmo, SIN, and the licensees.” Spanish International Communications Corp., 2 FCC Rcd 3336, 3339 (1987), remanded sub nom. Coalition for the Preservation of Hispanic Broadcasting v. FCC, No. 87-1285, slip op. (D.C. Cir. Jan. 12, 1990).

Notwithstanding the settlement of the SICC and Bahia S.F. proceedings, Seven Hills’ renewal application remained pending, and the Review Board subsequently ruled on exceptions to the Initial Decision, finding that Seven Hills was not in violation of Section 310(b), and that it was fully qualified. See The Seven Hills Television Company, 4 FCC Rcd 4062 (General Counsel, 1989) (dismissing as moot application for review of the Board’s decision). Subsequently, Seven Hills also contracted to sell its station to third party and the proceeding was terminated. In terminating the proceeding, however, the General Counsel left intact the Board’s conclusion that Seven Hills was fully qualified to retain its license. Id. at 4064. Moreover, the

Commission subsequently approved the assignment of licenses for two stations, KAHS, Thousand Oaks, California, and KSMS-TV, Monterey, California, to entities that were controlled by Mr. Villanueva.

James J. Villanueva, the current Vice President and Assistant Secretary of Villanueva Investments, Inc., was a nonattributable shareholder in Marr Broadcasting Company, Inc. (“Marr”),¹ debtor-in-possession and licensee of Station KQQK(FM), Galveston, Texas. Following a comparative renewal hearing in which an FCC ALJ disqualified Marr and granted the mutually exclusive application of San Jacinto Broadcasting Corporation (“San Jacinto”), Marr’s assets were transferred pursuant to a settlement agreement to a San Jacinto affiliate of which James J. Villanueva was an unsecured and subordinated creditor. See Marr Broadcasting Co., 1 FCC Rcd 691 (1986). In approving the settlement agreement, the FCC’s Review Board, on its own motion, made clear “that established wrongdoing by Marr was not attributable to [James J.] Villanueva.” Marr Broadcasting Co., 3 FCC Rcd 562, 563 n.1 (1988).

Arctic Slope Regional Corporation, Stephen C. Hillard, and an entity affiliated with Madison Dearborn Capital Partners IV, L.P. are members of Council Tree Communications III, L.L.C., which in turn is a member of Hispanic Broadcasters of Philadelphia, L.L.C. (“HBP”), the permittee for WWSI(TV), Atlantic City, New Jersey (formerly WPHA(TV)) (Facility ID#23142). (Stephen C. Hillard is also the president and CEO of HBP.)

On May 9, 2000, William W. Hartley filed an Informal Objection to an application for relocation of the transmitter for WWSI (then WPHA). See FCC File No. BMPCT-

¹ Because Marr had a single majority shareholder and Mr. Villanueva was not an officer or director of Marr, his interest was not attributable under the FCC’s multiple ownership rules. See 47. C.F.R. § 73.3555, Note 2(b).

19990921AAM. In that Informal Objection, Mr. Hartley raised a question as to whether statements Mr. Hillard had made to the Commission concerning zoning requirements for the new tower site constituted a misrepresentation. On May 19, 2000, the Television Branch dismissed Mr. Hartley's Informal Objection concluding the Commission had granted the application prior to filing of the Informal Objection. See Letter from Clay C. Pendarvis, Chief, Television Branch to Alan C. Campbell, Esq., dated May 19, 2000 (Reference No. 1800E3-JLB). The Television Branch also concluded the Informal Objection had not conclusively shown that Mr. Hillard's statements were false and there was no evidence of any intent to deceive.

On June 19, 2000, Mr. Hartley filed a Petition for Reconsideration of the dismissal of the Informal Objection. Although the Petition for Reconsideration does not address directly Mr. Hartley's earlier claim of misrepresentation, this proceeding has been disclosed out of an abundance of caution. The Petition for Reconsideration remains pending before the Mass Media Bureau.