

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of)
)
Amendment of Section 73.202(b),) MB Docket No. 10-118
FM Table of Allotments,) RM-11603
FM Broadcast Stations.)
(Gearhart, Oregon)

To: Office of the Secretary
Attn: Chief, Audio Division

COUNTERPROPOSAL

Cumulus Licensing LLC (“Cumulus”), licensee of Station KNRQ-FM, Tualatin, Oregon,¹ hereby submits this Counterproposal to the *Notice of Proposed Rule Making*, DA 10-1060 (rel. June 14, 2010) (“*NPRM*”) in the above captioned proceeding. In a simultaneously filed application, Cumulus is proposing to change the class of channel and community of license of Station KNRQ-FM from Channel 250C2 at Tualatin, Oregon to Channel 250C1 at Aloha, Oregon, as that community’s first local service. In order to accomplish these changes, channel substitutions are necessary for Station KCYS(FM), Seaside, Oregon, and for the vacant channel at Madras, Oregon. The KCYS channel substitution conflicts with the proposal to allot Channel 243A to Gearhart, Oregon. An alternate channel is offered for the interest expressed at Gearhart. In support hereof, Cumulus states as follows:

I. STATION KNRQ-FM, ALOHA, OREGON

1. In its concurrently filed hybrid application, Cumulus is proposing to change the class of channel and community of license of Station KNRQ-FM from Channel 250C2 at

¹ Cumulus holds a construction permit for Station KNRQ-FM to operate at Tualatin, Oregon. See BMPH-20080331ACU.

Tualatin, Oregon to Channel 250C1 at Aloha, Oregon, as its first local service. As demonstrated in the application, Channel 250C1 can be allotted to Aloha consistent with Section 73.207 of the Commission's Rules provided that channel changes are made at Seaside and Madras, Oregon (discussed below).² See Exhibit 1 to the Technical Statement. A 70 dBu signal can be provided to Aloha from the proposed allotment site. See Exhibit 2 to the Technical Statement. The population and area within the proposed 70 dBu contour is 1,910,163 persons in 7,856 square kilometers, and within the proposed 60 dBu contour is 2,184,813 persons in 16,376 square kilometers. This proposal will not create any white or gray area and will provide a net gain in 60 dBu service to 250,319 persons. There are 42 stations providing protected service to Aloha. See Technical Statement.

2. Cumulus desires to change the community of license of Station KNRQ-FM from Tualatin to Aloha, Oregon under the guidelines set forth in *Amendment of the Commission's Rules Regarding Modification of FM and TV Authorizations to Specify a New Community of License*, 4 FCC Rcd 4870 (1989), *recons. granted in part*, 5 FCC Rcd 7094 (1990). There, the Commission stated that a station may change its community of license without subjecting the license to other expressions of interest if (1) the proposed allotment is mutually exclusive with the current allotment; (2) the current community of license will not be deprived of its only local service; and (3) the proposed arrangement of allotments is preferred under the Commission's allotment priorities.

² The channel study notes a short spacing to Station KACI-FM, The Dalles, Oregon, which is licensed to operate on Channel 249C2. KACI-FM, however, has a construction permit to operate on Channel 228C2 (BPH-20100205ACB) and the permit has a special operating condition in which the channel assignment is amended. See Exhibit 1. The issuance of the permit is now final. Thus KACI-FM is currently operating on Channel 249C2 pursuant to an implied STA.

3. These criteria are met here. First, the proposed use of Channel 250C1 at Aloha is mutually exclusive with the current use of Channel 250C2 at Tualatin.³ See Exhibit 1 to the Technical Statement. Second, Tualatin will not be deprived of its only local service because KNRQ-FM is not yet operating at Tualatin. The Commission has held that the removal of unbuilt facilities does not present the same loss of service concerns as the removal of an operating station that the public has become reliant upon. *See, e.g., Linden, Texas, et al.*, 16 FCC Rcd 10853, 10854 (2001); *Grand Isle and Empire, Louisiana*, 15 FCC Rcd 9162, 9163 (2000); *Chatom and Grove Hill, Alabama*, 12 FCC Rcd 7664, 7665 (1997). Finally, the provision of a first local service to Aloha (2000 U.S. Census population 41,741), and the loss of a potential first local service at Tualatin (2000 U.S. Census population 22,791) both fall under Priority 3. *See Revision of FM Assignment Policies and Procedures*, 90 FCC 2d 88 (1982). However, the Commission has held that under priority 3, the provision of service to the larger community is preferred. *See, e.g. Vernon Center and Eagle Lake, Minnesota*, 21 FCC Rcd 14714 (2006); *Ardmore, Alabama, et. al.*, 17 FCC Rcd 16332, 16334-35 (2002); *Three Oaks and Bridgman, Michigan*, 5 FCC Rcd 1004, 1004 (1990). In this case, Aloha has almost twice as many residents as Tualatin. Therefore, a first local service to Aloha is preferred over a first local service to the smaller community of Tualatin.

4. Both Tualatin and Aloha are located in the Portland Urbanized Area. Therefore, a *Tuck* showing is not required. *See Burkesville, Kentucky, et al.*, 21 FCC Rcd 11465 (2006); *Port Norris, Maryland, et al.*, 21 FCC Rcd 11449 (2006); *Boulder and Lafayette, Colorado*, 11 FCC Rcd 3632 (1996); *East Los Angeles, Long Beach and Frazier Park, California*, 10 FCC Rcd 2864 (1995); *see also Faye and Richard Tuck*, 3 FCC Rcd 5374 (1988) ("*Tuck*"). Nevertheless,

³ The proposed use of Channel 250C1 at Aloha is also mutually exclusive with KNRQ-FM's current license for Channel 250C at Eugene, Oregon.

in the event the Commission is concerned about the independence of Aloha, a *Tuck* showing is provided. In making the determination to award an urbanized community a first local service preference, the Commission will consider (1) the extent to which the station will provide service to the entire Urbanized Area, (2) the relative populations and proximity of the suburban and central city, and, most importantly, (3) the independence of the suburban community. *Tuck*, 3 FCC Rcd at 5377-78. In this case, from the proposed allotment site, Station KNRQ-FM will place a 70 dBu contour over 100% of the Portland Urbanized Area. *See* Technical Statement. Currently, the KNRQ-FM permit for Tualatin covers approximately 90% of the Urbanized Area with its 70 dBu contour. Aloha's population (2000 U.S. Census 41,741) is 8% of that of Portland (2000 U.S. Census 529,121) and Aloha is located approximately 15 kilometers from Portland. These figures exceed those approved in previous cases.⁴ Nevertheless, the Commission has repeatedly stated that these factors are less important than evidence of independence. The following analysis of the eight *Tuck* factors demonstrates the independence of Aloha from Portland.

1. *Extent to which residents of Aloha work in Aloha.* According to 2000 Census figures, 12% of employed individuals in Aloha work in Aloha. *See* Exhibit 2. This percentage is consistent with prior case law.⁵ As shown below, there are 114 employers in Aloha who provide ample opportunities for Aloha residents to be employed in Aloha and not in Portland. *See*

⁴ *See Park City, Montana*, 19 FCC Rcd 2092, 2094 (2004) (Park City's population is less than 1% of that of Billings); *Ada, Newcastle and Watonga, Oklahoma*, 11 FCC Rcd 16896, 16899 (1996) (Newcastle's population is less than 1% of that of Oklahoma City); *North Canton, Ohio*, DA 06-845 (North Canton is located 5.5 miles from Canton); *West Sacramento, California*, BP-20070119ACI (West Sacramento is located 3 miles from Sacramento).

⁵ *See, e.g., Ooltewah, Tennessee*, BPH-20070629BXS (approximately 8% of residents worked in the proposed community of Ooltewah, Tennessee); *Enon, Ohio*, BPH-20070119AGI (May 16, 2008) (approximately 8% of residents worked in the proposed community of Enon, Ohio); *Burkesville, Kentucky, et al.*, 21 FCC Rcd 11465 (2006) (approximately 4.3% of residents worked in the proposed community of Millersville, Tennessee); *Albemarle and Indian Trail, North Carolina*, 16 FCC Rcd 13876 (2001) (11.3% of working-age residents worked in community).

Exhibit 6. This information demonstrates that Aloha is not dependent on Portland for the employment of its residents. *See e.g. Lebanon and Speedway, Indiana*, 17 FCC Rcd 25064, 25065 (2002).

2. ***Media that cover Aloha's local needs and interests.*** The Commission stated in *Tuck* that independence could be established under this criteria by media other than newspapers. In 1988 when the *Tuck* case was decided, the internet was not commonly used as a source of news. However, today it is commonplace for residents of a community to rely on the Internet for their daily news. The residents of Aloha can access local news and community events from various websites such as (www.oregonlive.com/aloha/) which has a link entitled "Aloha News". *See Exhibit 3.*⁶ These pages contain links to various sites of interest to Aloha residents such as businesses, sporting events, news, community calendars, and a public blog. The website also contains a "My Aloha" page, which is "a place to comment, inform, celebrate and engage your neighbors." *See Exhibit 3.*

3. ***Community leaders and residents perceive Aloha as being separate from Portland.*** The independence of Aloha from Portland is demonstrated through a variety of sources. The community dates back to 1912 and there are several stories explaining how the name was chosen. *See Exhibit 4.* Over the years, the community has grown by offering affordable housing, various churches, schools and community organizations that provide the

⁶ This website is operated by Advanced Publications, which owns *The Oregonian* and *The Hillsboro Argus* newspapers. OregonLive features content from these affiliate newspapers and also offers a variety of self-produced webcasts and other information. Importantly, the OregonLive website is managed and operated separately from *The Oregonian* and *The Hillsboro Argus* newspapers. The Commission has held that a regional paper that covers the local needs and interests of the proposed community is evidence of independence. *See Lake City, Chattanooga, Harrogate, and Halls Crossroads, Tennessee*, 20 FCC Rcd 1896, ¶ 14 (2005); *Talladega and Munford, Alabama*, 20 FCC Rcd 13010, ¶ 6 (2005); *Seymour and Sellersburg, Indiana*, 19 FCC Rcd 15312, ¶ 7 (2004); *Crisfield, Maryland, et al.*, 18 FCC Rcd 19561, ¶ 13 (2003). In each of these cases, the Commission found that a suburban newspaper adequately covered a community's local needs and interests and adequately demonstrated that the community's residents were not dependent on the central city's media for its source of local news.

residents of Aloha with a place to gather and discuss community issues. Aloha has distinct boundaries that separate it from the neighboring communities, including Portland. *See* Exhibit 5. As detailed below, there are many businesses which identify with the community by using “Aloha” in their names. The materials provided in Exhibit 4 also refer to numerous websites in which local residents interact by social networking and discuss places to visit, obtain the best deals, quality of services and upcoming events. There is a definite sense of community revealed in these internet communications.

4. *Whether Aloha has its own government and elected officials.* As a census designated place (CDP), Aloha does not have its own government or elected officials. But Aloha does not rely on Portland for its government services. Aloha is located in Washington County, Oregon, whereas Portland is located in Multnomah County. As discussed below, the municipal services provided to the residents of Aloha are provided by Washington County or nearby governmental sources. Importantly, the absence of an elected local government is not fatal to Aloha’s independence under *Tuck*. The Commission has consistently granted applications for CDPs finding that they are independent communities.⁷

5. *Zip code and phone directory.* The U.S. postal service has assigned the 97006 and 97007 zip codes to Aloha. The Washington County Super Yellow Pages and the Greater Washington County Yellow Book are two phone directories that contain governmental and business listings for the Aloha. It is noteworthy that these directories do not contain listings for Portland. *See* Exhibit 6.

⁷ *See Harrison, Tennessee*, 22 FCC Rcd 11059 (2007); *Weaverville, Palo Cedro, and Alturas, California*, 21 FCC Rcd 5131 (2006); *Halls Crossroads, Tennessee* 20 FCC Rcd 18961, ¶ 17 (2005); *see also Ester, Alaska*, BMPH-20070530AGM (Sept. 21, 2007); *Gray, Louisiana*, BPH-20090129AMR (Aug. 3, 2009). In each of these cases, the Commission reached a favorable finding under *Tuck* for communities with no elected government.

6. *Aloha has its own commercial establishments, community organizations and health care providers.* As listed in Exhibit 7, Aloha is home to 114 commercial establishments, many of which have “Aloha” in their name. These include Aloha Surplus, Aloha DQ Grill & Chill, Aloha Auto Body & Paint, Aloha Dog & Cat Hospital, Aloha Station Sports Bar & Grill, Aloha Photography, Aloha Animal Medical Center, Aloha Garbage Co, Aloha Gift Gallery, Aloha Real Estate, Aloha Insurance Center and Aloha First Class Limousine Service. Aloha is also home to the Aloha Campus of Intel, which is a significant employer of Aloha residents. Aloha is also home to numerous churches and community organizations, including Aloha Christian Church, Aloha Church of God, Aloha United Methodist Church, Aloha Youth Soccer Club, Aloha-Sunset Rotary Club, Aloha Jr. Baseball League, Aloha Hoops League, Aloha Football & Cheerleading, and Aloha Youth Wrestling. There are a number of doctors and medical providers in Aloha including Aloha Dental Care, Aloha Pain Relief Center, Northwest Hearing Care, Thompson Family Dental, and Aloha Dermatology Clinic. *See Exhibit 7.*

7. *Advertising market.* There are several advertising opportunities for local businesses with online sites. The OregonLive website for example is often used by Aloha businesses which target the residents of Aloha and its immediate surrounding area rather than the Portland advertising market. Local businesses are increasingly using the internet to advertise their products and services as opposed to traditional newspaper sources. *See Exhibit 8.*

8. *Aloha’s Municipal Services.* The Washington County Sherriff’s Office provides police service in Aloha. The Tualatin Valley Fire & Rescue Department whose Command & Business Operations Center is located in Aloha provides fire protection to Aloha residents. Aloha relies on local businesses for waste services. Overall, Aloha receives the majority of its

municipal services from Washington County.⁸ Aloha has its own schools including Aloha High School and seven elementary schools-- Butternut Creek Elementary, Indian Hills Elementary, Reedville Elementary, Hazeldale Elementary, Tobias Elementary, Errol Hassell Elementary, and Kinnaman Elementary. See Exhibit 9. In a recent article by US News and World Report, Aloha was listed as one of the best places in the US for retired persons to live. See Exhibit 10.

II. STATION KCYS(FM), SEASIDE, OREGON

5. The allotment of Channel 250C1 at Aloha, Oregon, as described above, requires a change in channel for Station KCYS(FM), Seaside, Oregon. KCYS currently operates on Channel 251A. Channel 243A can be substituted for Channel 251A at KCYS's current transmitter site. Cumulus has no agreement with the licensee of KCYS(FM), Dave's Broadcasting Corporation ("DBC"). Accordingly, Cumulus requests that the Commission issue an Order to Show Cause to DBC as to why its channel should not be changed as proposed herein. Cumulus hereby states that it will reimburse Station KCYS for its reasonable expenses for changing channels in accordance with *Circleville, Ohio*, 8 FCC 2d 159 (1967).

III. VACANT CHANNEL, MADRAS, OREGON

6. In order to allot Channel 250C1 at Aloha for use by Station KNRQ-FM as discussed above, a substitute for vacant Channel *251C1 at Madras, Oregon must be provided. Cumulus proposes to substitute Channel *243C1 for Channel *251C1. There are two pending applications for Channel *251C1 at Madras. Channel *243C1 can be allotted to Madras at the

⁸ As the Commission recognized in *Tuck*, the provision of municipal services on a regional basis would not detract from a community's independence. *Tuck*, 3 FCC Rcd at 5378 ("evidence that a community relies upon a larger jurisdiction to provide certain services may not be particularly probative of whether the community shares needs and interests with other communities within the larger metropolitan area"). The Commission has also consistently held that contracting for services or receiving municipal services from a county does not disqualify a community from a favorable finding of independence under this factor. See *Upper Sandusky and Caledonia, Ohio*, 19 FCC Rcd 3449 (2004); *Albemarle and Indian Trail, North Carolina*, 16 FCC Rcd 13876 (2001); See *Pleasanton, Bandera Hondo, and Schertz, Texas*, 15 FCC Rcd 3068 (2000) *Mullins and Briarcliffe Acres, South Carolina*, 14 FCC Rcd 10516 (1999).

sites specified in both of the applications and at the current allotment site listing for this channel consistent with Section 73.207 of the Commission's Rules.⁹ See Exhibit 4 of Technical Statement.

IV. 307(B) COMPARISON

7. The allotment of Channel 243A at Seaside conflicts with the proposal in the *NPRM* to allot Channel 243A to Gearhart, Oregon. See Exhibit 3 of Technical Statement. The provision of a first local service to Aloha (2000 U.S. Census population 41,741), and the provision of a first local service at Gearhart (2000 U.S. Census population 995) both fall under Priority 3. See *Revision of FM Assignment Policies and Procedures*, 90 FCC 2d 88 (1982). However, the Commission has held that under priority 3, the provision of service to the larger community is preferred. See, e.g., *Vernon Center and Eagle Lake, Minnesota*, 21 FCC Rcd 14714 (2006); *Ardmore, Alabama, et. al.*, 17 FCC Rcd 16332, 16334-35 (2002); *Three Oaks and Bridgman, Michigan*, 5 FCC Rcd 1004, 1004 (1990). Therefore, a first local service to Aloha is preferred over a first local service to the smaller community of Gearhart.

V. ALTERNATE CHANNEL AT GEARHART, OREGON

8. In order to accommodate the interest of Black Hills Broadcasting, L.P., the petitioner in this proceeding, in providing a first local service to Gearhart, Oregon, Cumulus notes that there is an alternate channel, Channel 227A, available. Channel 227A can be allotted to Gearhart consistent with Section 73.207 of the Commission's Rules provided that a channel

⁹ The channel study notes a short spacing to Station KWLZ-FM, Warm Springs, Oregon, which is licensed to operate on Channel 243C. However, Station KWLZ-FM has a construction permit to operate on Channel 242C3 at West Linn, Oregon (BPH-20070119AAT). See Exhibit 11. That station is therefore operating on Channel 243C at Warm Springs pursuant to an implied STA. In addition, the channel study also notes a short spacing to a proposal to allot Channel 244C2 at Maupin, Oregon. This proposal, however, was dismissed in an *MO&O* issued in MB Docket No. 09-130 at the request of the petitioner. (DA-10-1148, rel. June 28, 2010). See Exhibit 12.

change is made for a vacant allotment at Manzanita, Oregon (discussed below). See Exhibit 6 of the Technical Statement.

VI. VACANT CHANNEL, MANZANITA, OREGON

9. In order to allot Channel 227A at Gearhart, Cumulus proposes to substitute Channel 248C3 for vacant Channel 228C3 at Manzanita. Channel 248C3 can be allotted to Manzanita consistent with Section 73.207 of the Commission's Rules.¹⁰ See Exhibit 7 of the Technical Statement.

For the foregoing reasons, Cumulus respectfully request that the Commission grant the instant Counterproposal along with the concurrently filed Form 301 application to modify the facilities of Station KNRQ-FM in order to provide a first local service to Aloha, Oregon, as proposed herein.

Respectfully submitted,

CUMULUS LICENSING LLC

By: 

Mark N. Lipp
Scott Woodworth
Wiley Rein LLP
1776 K Street NW
Washington, DC 20006
TEL: 202.719.7500

Its Attorneys

August 5, 2010

¹⁰ The channel study notes a short spacing to Station KSHL(FM), Gleneden Beach, Oregon, which is licensed to operate on Channel 248C2. KSHL(FM), however, has a construction permit to operate on Channel 249C3 at Coburg, Oregon (BPH-20080331ACW) and it is thus operating on Channel 248C2 at Gleneden Beach pursuant to an implied STA. See Exhibit 13.

COMMENTS AND COUNTERPROPOSAL
MB DOCKET # 10-118
CUMULUS LICENSING LLC
KNRQ-FM RADIO STATION
ALOHA, OREGON
August 2010

TECHNICAL STATEMENT

These comments and attached exhibits were prepared on behalf of Cumulus Licensing LLC ("Cumulus"), licensee of KNRQ-FM, Channel 250C, Eugene, Oregon and permittee of KNRQ-FM, Channel 250C2, Tualatin, Oregon. In MB Docket #10-118, Black Hills Broadcasting, L.P. ("Black Hills") seeks the allotment of Channel 243A to Gearhart, Oregon as that community's first local station. Cumulus herein submits a counterproposal which seeks to upgrade KNRQ-FM to Channel 250C1 (from Channel 250C2 at Tualatin, Oregon) and change its community of license to Aloha, Oregon as that community's first local service. In order to accommodate the KNRQ-FM request, Cumulus also requests that Channel 243A be substituted for Channel 251A at Seaside, Oregon and that station KCYS be ordered to change channel (this portion of the counterproposal is mutually exclusive with the proposed allotment of Channel 243A at Gearhart, Oregon, as requested in the Notice). In addition, Channel *243C1 must be substituted for the vacant, yet applied for, Channel *251C1 at Madras, Oregon. With this counterproposal, Cumulus is simultaneously submitting an application, on FCC Form 301, seeking the upgrade of KNRQ-FM to Channel 250C1 at Aloha, Oregon.¹

Counterproposal

Cumulus requests the upgrade of Channel 250C2 at Tualatin, Oregon to Channel 250C1 and the re-allotment of the channel to Aloha, Oregon. As indicated on Exhibit #1, Channel

1) The requests contained in the Form 301 are incorporated herein by reference.

250C1 meets the Commission's minimum distance separation requirements from the proposed allocation site, North Latitude 45° 29' 20.0" and West Longitude 122° 41' 40.0. This represents a site restriction of 13.4 kilometers east of the community to avoid a shortage to station KOMO-FM, Channel 249C, Oakville, Washington and the vacant allotment of Channel 252C3 at Dallas, Oregon.² The spacing study notes a shortage to station KACI-FM, Channel 249C2, The Dalles, Oregon. KACI-FM holds a construction permit to move to Channel 228C2 at The Dalles, Oregon (BPH-20100205ACB). As such, the present licensed facility of KACI-FM is not considered further.³ The spacing study also indicates a shortage to station KCYS at Seaside, Oregon, which will move to Channel 243A as detailed below, as well as, a shortage to the vacant, but applied for Channel *251C1 at Madras, Oregon, which will change to Channel *243C1, also detailed below.

From the proposed allocation site at Aloha, Oregon, Channel 250C1 will provide a 70 dBu contour over 100% of the community of Aloha, Oregon, in compliance with §73.315(a) of the rules (Exhibit #2). Further, the proposed allocation site is not located off-shore or on airport property and is, therefore, suitable for tower construction.⁴ The allotment of Channel 250C1 will provide for a first local service for Aloha, Oregon, a Census Designated Place of 41, 741 persons. As KNRQ-FM is not operational in Tualatin, Oregon, no actual or potential service is being removed from this community.⁵

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- 2) Channel 250C1 at Aloha, Oregon is mutually exclusive with the present KNRQ-FM permit at Tualatin, Oregon and the present licensed site of KNRQ-FM at Eugene, Oregon.
 - 3) KACI-FM previously submitted a contingent application with KNRQ-FM, when KNRQ-FM was upgraded to Channel 250C2 at Tualatin, Oregon.
 - 4) An existing tower is located at the proposed allocation site. The tower has been registered with the Commission and assigned Antenna Structure Registration number 1033770.
 - 5) Tualatin, Oregon has a population of 22,791 persons according to the 2000 U.S. Census.

In order to accommodate the upgrade and community of license change for KNRQ-FM, Cumulus requests the substitution of Channel 243A for Channel 251A at Seaside, Oregon and also requests that the licensee of KCYS, Channel 251A, Seaside, Oregon be issued an Order to Show Cause as to why its license should not be modified to specify Channel 243A in lieu of Channel 251A. Cumulus will reimburse the licensee of KCYS for reasonable expenses incurred to implement the change of channels at Seaside. Channel 243A can be substituted for Channel 251A at Seaside, Oregon 4.6 kilometers south-southwest of the community at North Latitude 45° 57' 08.0" and West Longitude 123° 56' 14.0", which is the present KCYS transmitter site, as indicated on Exhibit #3.⁶ As the proposed reference site for Seaside, Oregon is the licensed KCYS site, coverage of the community of license will be maintained.⁷ As this is an existing tower site, further tower construction is not required.

In addition to the proposed change at Seaside, Oregon, Cumulus also requests the substitution of Channel *243C1 for the vacant, yet applied for, Channel *251C1 at Madras, Oregon. Channel *251C1 at Madras, Oregon was reserved for non-commercial operation, after initially being allotted as a non-reserved channel. The proposed use of Channel *243C1 as a replacement channel is being proposed at the present allocation site at Madras, Oregon. Therefore, it is presumed that the criteria for non-commercial reservation is not altered by this channel change. Therefore, no reservation study is included herein.

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- 6) The availability of the channel assumes that Channel 243A is not allotted to Gearhart, Oregon as is requested by Black Hills.
 - 7) A predicted 70 dBu contour is delivered over all of Seaside, Oregon by the licensed KCYS. Further, a theoretical 70 dBu, without consideration of terrain, is also provided over all of Seaside, Oregon.

Channel *43C1 can be allotted to Madras, Oregon at North Latitude 44° 50' 02.0" and West Longitude 120° 45' 55.0". This represents a site restriction of 36.4 kilometers northeast from the community of license to accommodate the use at the present Channel *251C1 allocation site. As this is a substitution of one Class C1 channel for another at the site location, a 70 dBu contour will be provided to Madras, Oregon. The availability of Channel *243C1 at Madras, Oregon is based on station KWLX-FM, Channel 243C, Warm Springs, Oregon's change to Channel 242C3 and with a change of community of license to West Linn, Oregon (BPH-20070119AAT). Therefore, as KWLX-FM is operating at its former licensed site under an implied STA, the licensed site no longer requires protection and is not considered an impediment to this instant request. Further, the database still shows the vacant allocation of Channel 244C2 at Maupin, Oregon, and its companion application (MB Docket #09-130). The petitioner for Maupin, Oregon submitted a request for the deletion of the channel after the initial Order was made. On June 28, 2010, the Commission deleted Channel 244C2 from Maupin, Oregon at the petitioner's request.⁸ Therefore, this channel is also not considered an impediment to the proposed channel change at Madras, Oregon.

As there are two pending non-commercial applicants for Channel *251C1, spacing studies were also conducted from each of these sites to verify that Channel *243C1 could be implemented at each location. At the site specified in the Educational Broadcast Service site (BNPED-20100226AIL), the application is proposing implementation at the Channel *251C1 allocation site. Therefore, as detailed above, Channel *243C1 can be utilized at this location.

8) The petitioner also requested the deletion of the pending application for Maupin, Oregon (BNPH-20081107AEN).

Tool Shed PDX (BNPED-20100226AJY), the other applicant for Madras, has proposed a site at North Latitude 44° 55' 40.0" and West Longitude 120° 43' 40.2". As indicated on Exhibit #5, Channel 243C1 can also be implemented at this location.⁹

As both the allocation site and pending application sites for Channel *251C1 are accommodated at Madras, Oregon, Cumulus requests that Channel *243C1 be substituted for Channel *251C1. As both applicants are mutually exclusive, Cumulus requests that following favorable action on its counterproposal, both applicants be required to submit amendments to their respective applications, or that the Commission ultimately issue a permit to the tentative selectee on Channel *243C1 rather than on Channel *251C1 at Madras, Oregon. As this is a substitution for a vacant allotment, no reimbursement issues apply.

Alternate Channel for Gearhart, Oregon

Cumulus does not wish to preclude a possible first local service for Gearhart, Oregon. To that end, Cumulus has identified an alternate channel for Gearhart, Oregon, which can be implemented at the proposed allocation/application site as requested by Black Hills. Channel 227A can be allotted to Gearhart, Oregon, at North Latitude 45° 57' 11.0" and West Longitude 123° 56' 14.0". This represents a site restriction of 8.2 kilometers south-southwest to accommodate the proposed Black Hills site. Black Hills has already demonstrated the required 70 dBu coverage to Gearhart, Oregon. As indicated on Exhibit #6, Channel 227A meets the spacing requirements to all licensed, applied for or proposed facilities, with the exception of the vacant allotment of Channel 228C3 at Manzanita, Oregon.

9) Not considering the licensed site of KWLZ-FM on Channel 243C or the former allotment of Channel 244C2 at Maupin, Oregon, as discussed previously.

Cumulus has identified an alternative channel for use in Manzanita, Oregon. Channel 248C3 can be allotted to Manzanita, Oregon at North Latitude 45° 41' 05.0" and West Longitude 123° 54' 38.0", which is the present allocation site for Channel 228C3. Since this is the present allocation site for the community, 70 dBu coverage of the community is not changed as a result of the channel substitution. As indicated on Exhibit #7, Channel 248C3 can be allotted to Manzanita, Oregon in compliance with the Commission's minimum distance separation requirements. It is noted that there is an apparent shortage to KCYS on Channel 251A at Seaside, Oregon, which is eliminated by the substitution of Channel 243A at Seaside, as noted above. There is also an apparent shortage to station KSHL, Channel 248C2, Gleneden Beach, Oregon. However, in BPH-20080331ACW, KSHL received a construction permit to change to Channel 249C3 and a change in community of license to Coburg, Oregon. Therefore, since KSHL is operating pursuant to an implied STA at Gleneden Beach, Oregon, the licensed site no longer requires protection and is not considered an impediment to this instant request.

Therefore, Cumulus requests the following changes to the Commission's Table of Assignments and Allocations:

Aloha, Oregon

Present	Proposed
None	250C1

Tualatin, Oregon

Present	Proposed
250C2	None

Seaside, Oregon

Present 251A, 272C3	Proposed 243A, 272C3
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Madras, Oregon

Present *251C1	Proposed *243C1
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Gearhart, Oregon

Present None	Proposed 227A
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Manzanita, Oregon

Present 228C3	Proposed 248C3
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The proposed changes requested herein will provide for the allotment of a first local service to Aloha, Oregon.¹⁰ From the proposed allocation site at Aloha, Oregon, Channel 251C1 will provide a 60 dBu service to 2,184,813 persons in 16,376.5 square kilometers.¹¹ This represents an increase of 250,319 persons in 7,816.2 square kilometers over the present Channel 250C2 facility at Tualatin, Oregon.¹² The adoption of the Cumulus counterproposal will also accommodate a first local service to Gearhart, Oregon, as initially requested by Black Hills.

10) Cumulus does express interest in the Aloha, Oregon channel for use of KNRQ-FM, and has submitted an application for a modified permit for KNRQ-FM.

11) Based on uniform terrain. 2000 U.S. Census figures.

12) Based on uniform terrain, 2000 U.S. Census data and maximum Class C2 facilities in Tualatin, Oregon. A maximum Class C2 facility at Tualatin, Oregon, at the present KNRQ-FM site, provides a 60 dBu contour to 1,934,494 persons in 8,560.3 square kilometers.

The foregoing was prepared on behalf of Cumulus Licensing LLC by Graham Brock, Inc., its Technical Consultants. All information contained herein is true and accurate to the best of our belief and knowledge.¹⁴

14) All data regarding FM facilities was extracted from the Commissions CDBS database on the date indicated on the respective spacing studies. We assume no liability for errors or omissions in the database which may be adverse to the request contained herein. Submission of these comments by the petitioner/applicant is acceptance of these terms.

COMMENTS AND COUNTERPROPOSAL
MB DOCKET # 10-118
CUMULUS LICENSING LLC
KNRQ-FM RADIO STATION
ALOHA, OREGON
August 2010

EXHIBIT #1

Allocation Study for KNRQ-FM Aloha, Oregon
Using Allocation Site as Reference

REFERENCE	CLASS = C1 Int = C1	DISPLAY DATES
45 29 20.0 N.	Current Spacings to 3rd Adj.	DATA 08-04-10
122 41 40.0 W.	Channel 250 - 97.9 MHz	SEARCH 08-04-10

Call	Channel	Location	Ant	Azi Power	Dist HAAT	FCC	Margin
Lat.	Lng.						
AD251	ADD 250C1	Aloha		OR 0.0 100.000 kW	0.0 0 M	245.0	-245.0
	45 29 20.0	122 41 40.0					
	Allocation site for Aloha, Oregon						
KNRQ-FM	CP -N 250C2	Tualatin		OR 313.0 3.700 kW	5.5 470 M	224.0	-218.5
	45 31 21.0	122 44 45.0	NCX				
	Cumulus Licensing LLC BMPH-20080331ACU						
KNRQ-FM	LIC 250C	Eugene		OR 191.5 100.000 kW	168.5 308 M	270.0	-101.5
	44 00 08.0	123 06 50.0	EN				
	Cumulus Licensing LLC BLH-19910528KF						
KACI-FM	LIC 249C2	The Dalles		OR 80.3 50.000 kW	112.3 271 M	158.0	-45.7
	45 38 58.0	121 16 25.0	CX				
	Bicoastal Media Licenses Inc. BLH-20071009ABD > to Channel 228C2 per one step application BPH-20100205ACB.						
KCYS	LIC 251A	Seaside		OR 298.5 6.000 kW	109.6 100 M	133.0	-23.4
	45 57 08.0	123 56 14.0	C				
	Dave's Broadcasting Corp. BLH-20000225AAK > to Channel 243A - Order to Show Cause requested.						
1358321	APP-D 251C1	Madras		OR 111.3 100.000 kW	166.6 149 M	177.0	-10.4
	44 55 40.0	120 43 40.2	DCX				
	Tool Shed PDX BNPED-20100226AJY > to Channel 243C1 - alternate channel.						
1358487	APP 251C1	Madras		OR 115.0 100.000 kW	168.2 300 M	177.0	-8.8
	44 50 02.0	120 45 55.0	CX				
	Educational Broadcast Serv. BNPED-20100226AIL > to Channel 243C1 - alternate channel.						
AL6416	VAC 251C1	Madras		OR 115.0 100.000 kW	168.2 299 M	177.0	-8.8
	44 50 02.0	120 45 55.0					
	Madras Broadcasting RM9961 > to Channel 243C1 - alternate channel.						
KOMO-FM	LIC-Z 249C	Oakville		WA 345.9 63.000 kW	209.3 728 M	209.0	0.31
	47 18 46.0	123 22 15.0	ZCX				
	South Sound Broadcasting BLH-20080514AGI						
KOMO-FM	APP-D 249C	Oakville		WA 345.9 69.000 kW	209.3 701 M	209.0	0.31
	47 18 46.0	123 22 15.0	DCX				
	South Sound Broadcasting BMPH-20100602AKM						

COMMENTS AND COUNTERPROPOSAL

MB DOCKET # 10-118

CUMULUS LICENSING LLC

KNRO-FM RADIO STATION

ALOHA, OREGON

August 2010

EXHIBIT #1 (continued)

Call	Channel	Location	Azi	Dist	FCC	Margin
	Lat.	Lng.	Ant	Power	HAAT	
KOMO-FM	CP -z 47 18 46.0	249C Oakville 123 22 15.0	WA ZCX	345.9 63.000 kW	209.3 728 M	209.0 0.31
		South Sound Broadcasting		BPH-20090626AAO		
1356434	APP 44 51 18.0	252C3 Dallas 123 07 15.0	OR CX	205.5 3.200 kW	78.0 282 M	76.0 2.0
		Capital Community Television		BNPED-20100226AEJ		
1353945	APP 44 51 18.0	252C3 Dallas 123 07 15.0	OR CX	205.5 2.780 kW	78.0 297 M	76.0 2.0
		Mano A Mano Family Center		BNPED-20100225ADD		
VA2391	VAC 44 55 06.0	252C3 Dallas 123 19 00.0	OR N	217.8 25.000 kW	80.1 100 M	76.0 4.1
KPPK	LIC 46 10 59.0	252A Rainier 122 57 29.0	OR CX	345.3 1.600 kW	79.8 195 M	75.0 4.8
		Bicoastal Media Licenses Inc.		BLH-20060802AFY		
1357368	APP 44 54 42.8	252C3 Dallas 123 20 44.2	OR CX	218.7 25.000 kW	82.0 100 M	76.0 6.0
		Dallas Seventh-day Advent.		BNPED-20100223AAB		
1357190	APP 44 53 18.0	252C3 Dallas 123 21 05.0	OR CX	217.9 25.000 kW	84.4 59 M	76.0 8.4
		Centro Cristiano Vida Abund.		BNPED-20100226ADS		
1357070	APP 44 53 18.0	252C3 Dallas 123 21 05.0	OR CX	217.9 25.000 kW	84.4 67 M	76.0 8.4
		Calvary Chapel Of McMinnville		BNPED-20100222ACK		
1357754	APP 44 53 17.4	252C3 Dallas 123 21 09.3	OR CX	217.9 25.000 kW	84.5 61 M	76.0 8.5
		Hispanic Family Christian		BNPED-20100226AHE		
1358445	APP 44 55 52.4	252C3 Dallas 123 33 33.0	OR CX	227.8 0.650 kW	92.0 559 M	76.0 16.0
		Grace Public Radio		BNPED-20100224ACK		
KING-FM	LIC-D 47 30 14.0	251C Seattle 121 58 29.0	WA DC	13.6 68.000 kW	230.7 707 M	209.0 21.7
		Classic Radio, Inc.		BLH-20080707AIW		

COMMENTS AND COUNTERPROPOSAL

MB DOCKET # 10-118

CUMULUS LICENSING LLC

KNRO-FM RADIO STATION

ALOHA, OREGON

August 2010

EXHIBIT #3

Allocation Study for Seaside, Oregon
Using KCYS Site as Reference

REFERENCE
45 57 08.0 N. CLASS = A Int = A DISPLAY DATES
123 56 14.0 W. Current Spacings to 3rd Adj. DATA 08-04-10
SEARCH 08-04-10
----- Channel 243 - 96.5 MHz -----

Call	Channel	Location	Azi	Dist	FCC	Margin
	Lat.	Lng.	Ant	Power	HAAT	
AD243	ADD 243A	Seaside	OR	0.0	0.0	115.0 -115.0
	45 57 08.0	123 56 14.0		6.000 kW	0 M	
	Counterproposal in MB Docket 10-118 - Alternate channel for KCYS					
1369057	RSV 243A	Gearhart	OR	0.0	0.1	115.0 -114.9
	45 57 11.0	123 56 14.0		6.000 kW	100 M	
	Black Hills Broadcasting > move to Channel 227A - pursuant to counterproposal.					
R13706	ADD 243A	Gearhart	OR	0.0	0.1	115.0 -114.9
	45 57 11.0	123 56 14.0		6.000 kW	100 M	
	Black Hills Broadcasting > move to Channel 227A - pursuant to counterproposal.					
1368395	APP 243A	Gearhart	OR	0.0	0.1	115.0 -114.9
	45 57 11.0	123 56 14.0	CX	6.000 kW	70 M	
	Black Hills Broadcasting BNPB-20100513AAZ > move to Channel 227A - pursuant to counterproposal.					
KCRF-FM	LIC 244C1	Lincoln City	OR	183.8	133.2	133.0 0.22
	44 45 22.0	124 02 57.0	C	19.500 kW	266 M	
	Pacific West Broadcasting BLH-20010827AAA					
KJAZ	LIC-N 243C	Seattle	WA	40.3	229.0	226.0 3.0
	47 30 17.0	121 58 03.0	NC	52.000 kW	696 M	
	CBS Radio Holdings Inc. BLH-20060710ABP					
KYCH-FM	LIC 246C	Portland	OR	117.7	109.6	95.0 14.6
	45 29 20.0	122 41 40.0	CY	100.000 kW	386 M	
	Entercom Portland License BLH-19900821KA					
KWLZ-FM	LIC 243C	Warm Springs	OR	119.4	245.2	226.0 19.2
	44 50 24.0	121 13 56.0	CN	100.000 kW	332 M	
	Horizon Broadcasting Group BLH-19860127KG					
KWLZ-FM	CP -Z 242C3	West Linn	OR	117.7	109.6	89.0 20.6
	45 29 20.0	122 41 40.0	ZCX	2.900 kW	297 M	
	Horizon Broadcasting Group BPH-20070119AAT					

COMMENTS AND COUNTERPROPOSAL

MB DOCKET # 10-118

CUMULUS LICENSING LLC

KNRQ-FM RADIO STATION

ALOHA, OREGON

August 2010

EXHIBIT #4

Allocation Study for Madras, Oregon
Using Present Allocation Site as Reference

REFERENCE
44 50 02.0 N. CLASS = C1
120 45 55.0 W. Current Spacings to 3rd Adj.
----- Channel 243 - 96.5 MHz -----

DISPLAY DATES
DATA 08-04-10
SEARCH 08-04-10

Call	Channel	Location	Ant	Azi Power	Dist	FCC HAAT	Margin
AD243	ADD 243C1	Madras		OR 0.0	0.0	245.0	-245.0
	44 50 02.0	120 45 55.0		100.000 kW	0 M		
	Alternate channel - Allocation site/Educational Broadcast Service site						
AD243	ADD 243C1	Madras		OR 15.8	10.8	245.0	-234.2
	44 55 40.0	120 43 40.2		100.000 kW	0 M		
	Alternate channel - Tool Shed PDX site						
KWLZ-FM	LIC 243C	Warm Springs		OR 271.2	36.9	270.0	-233.1
	44 50 24.0	121 13 56.0	CN	100.000 kW		332 M	
	Horizon Broadcasting Group BLH-19860127KG						
	> to Channel 242C3 West Linn, OR - One-step application BPH-20070119AAT						
1279916	RSV 244C2	Maupin		OR 325.6	45.8	158.0	-112.2
	45 10 24.0	121 05 43.0		50.000 kW		150 M	
	Maupin Broadcasting Company						
	> Channel deleted pursuant to MO&O MB Docket 09-130 - Released 06/28/10						
AL8304	VAC 244C2	Maupin		OR 325.6	45.8	158.0	-112.2
	45 10 24.0	121 05 43.0		50.000 kW		150 M	
	Maupin Broadcasting Company RM-11538						
	> Channel deleted pursuant to MO&O MB Docket 09-130 - Released 06/28/20						
1277255	APP 244C2	Maupin		OR 325.6	45.8	158.0	-112.2
	45 10 24.0	121 05 43.0	CX	50.000 kW		-62 M	
	Maupin Broadcasting Company BNPB-20081107AEN						
	> Channel deleted pursuant to MO&O MB Docket 09-130 - Released 06/28/10						
KWLZ-FM	CP -Z 242C3	West Linn		OR 296.4	168.2	144.0	24.3
	45 29 20.0	122 41 40.0	ZCX	2.900 kW		297 M	
	Horizon Broadcasting Group BPH-20070119AAT						
AL8587	VAC 240A	Goldendale		WA 1.5	104.1	75.0	29.1
	45 46 12.0	120 43 48.0		6.000 kW		100 M	
	Klickitat Broadcasting RM11142						
KJAQ	LIC-N 243C	Seattle		WA 343.1	311.1	270.0	41.1
	47 30 17.0	121 58 03.0	NC	52.000 kW		696 M	
	CBS Radio Holdings Inc. BLH-20060710ABP						

COMMENTS AND COUNTERPROPOSAL

MB DOCKET # 10-118

CUMULUS LICENSING LLC

KNRQ-FM RADIO STATION

ALOHA, OREGON

August 2010

EXHIBIT #5

Clearance Study for Madras, Oregon
Using Proposed Tool Shed Site as Reference

REFERENCE
44 55 40.0 N. CLASS = C1 DISPLAY DATES
120 43 40.2 W. Current Spacings to 3rd Adj. DATA 08-04-10
SEARCH 08-04-10
----- Channel 243 - 96.5 MHz -----

Call	Channel	Location	Azi	Dist	FCC	Margin
	Lat.	Lng.	Ant	Power	HAAT	
AD243	ADD 243C1	Madras	OR	0.0	0.0	245.0 -245.0
	44 55 40.0	120 43 40.2		0.000 kW	0 M	
	Alternate channel Tool Shed PDX site					
AD243	ADD 243C1	Madras	OR	195.8	10.8	245.0 -234.2
	44 50 02.0	120 45 55.0		0.000 kW	0 M	
	Alternate channel - Allocation/Educational Broadcast System site					
KWLZ-FM	LIC 243C	Warm Springs	OR	256.4	41.0	270.0 -229.0
	44 50 24.0	121 13 56.0	CN	100.000 kW	332 M	
	Horizon Broadcasting Group BLH-19860127KG					
	> to Channel 242C3 West Linn, OR - One-step application BPH-20070119AAT					
1279916	RSV 244C2	Maupin	OR	313.5	39.8	158.0 -118.2
	45 10 24.0	121 05 43.0		50.000 kW	150 M	
	Maupin Broadcasting Company					
	> Channel deleted pursuant to MO&O MB Docket 09-130 - Released 06/28/10					
AL8304	VAC 244C2	Maupin	OR	313.5	39.8	158.0 -118.2
	45 10 24.0	121 05 43.0		50.000 kW	150 M	
	Maupin Broadcasting Company RM-11538					
	> Channel deleted pursuant to MO&O MB Docket 09-130 - Released 06/28/10					
1277255	APP 244C2	Maupin	OR	313.5	39.8	158.0 -118.2
	45 10 24.0	121 05 43.0	CX	50.000 kW	-62 M	
	Maupin Broadcasting Company BNPB-20081107AEN					
	> Channel deleted pursuant to MO&O MB Docket 09-130 - Released 06/28/10					
AL8587	VAC 240A	Goldendale	WA	359.9	93.6	75.0 18.6
	45 46 12.0	120 43 48.0		6.000 kW	100 M	
	Klickitat Broadcasting RM-11142					
KWLZ-FM	CP -Z 242C3	West Linn	OR	292.7	166.6	144.0 22.6
	45 29 20.0	122 41 40.0	ZCX	2.900 kW	297 M	
	Horizon Broadcasting Group BPH-20070119AAT					
KJAJ	LIC-N 243C	Seattle	WA	342.0	302.0	270.0 32.0
	47 30 17.0	121 58 03.0	NC	52.000 kW	696 M	
	CBS Radio Holdings Inc. BLH-20060710ABP					

COMMENTS AND COUNTERPROPOSAL

MB DOCKET # 10-118

CUMULUS LICENSING LLC

KNRO-FM RADIO STATION

ALOHA, OREGON

August 2010

EXHIBIT #6

Allocation Study for Gearhart, Oregon
Using Proposed Allocation Site as Reference

REFERENCE 45 57 11.0 N. CLASS = A Int = A DISPLAY DATES
123 56 14.0 W. Current Spacings to 3rd Adj. DATA 08-04-10
SEARCH 08-04-10
----- Channel 227 - 93.3 MHz -----

Call	Channel	Location	Azi	Dist	FCC	Margin
	Lat.	Lng.	Power	HAAT		
AD227	ADD 227A	Gearhart	OR 0.0	0.0	115.0	-115.0
	45 57 11.0	123 56 14.0	0.000 kW	0 M		
	Alternate channel for Gearhart, OR - Counterproposal MB Docket 10-118					
AL0938	VAC 228C3	Manzanita	OR 176.0	29.9	89.0	-59.1
	45 41 05.0	123 54 38.0	25.000 kW	100 M		
	New Northwest Broadcasters RM-10668 > to Channel 248C3 - pursuant to counterproposal.					
KUBE	LIC 227C0	Seattle	WA 37.6	225.5	215.0	10.5
	47 32 40.0	122 06 26.0	CY 100.000 kW	387 M		
	Citicasters Licenses, Inc. BLH-20010206AAA					
KKNU	LIC 227C0	Springfield-eugene	OR 163.1	226.5	215.0	11.5
	44 00 04.0	123 06 45.0	EX 100.000 kW	395 M		
	McKenzie River Broadcasting BLH-20060202ABA					
KVAS	LIC-N 280C3	Ilwaco	WA 22.1	27.5	12.0	15.5
	46 10 56.0	123 48 09.0	NCX 11.000 kW	151 M		
	Revitalization Partners BLH-20060213ACC					
KRYP	LIC 226C3	Gladstone	OR 117.7	109.7	89.0	20.7
	45 29 20.0	122 41 40.0	C 1.600 kW	387 M		
	Salem Media of Oregon, Inc BLH-20060208AMG					
AL2406	VAC 225C3	Clatskanie	OR 54.5	66.2	42.0	24.2
	46 17 44.0	123 14 13.0	25.000 kW	100 M		
	Portmeirion Partners RM-11124					
AL0913	RSV 226C3	Gladstone	OR 112.8	116.3	89.0	27.3
	45 32 27.0	122 33 51.0	25.000 kW	100 M		
	RM-10668					
KPDQ-FM	LIC-N 230C1	Portland	OR 117.7	109.7	75.0	34.7
	45 29 20.0	122 41 40.0	NC 52.000 kW	387 M		
	Salem Media of Oregon, Inc. BLH-20060208AMF					
KKJC-LP	APP 228L1	Mcminnville	OR 144.9	107.1	56.0	51.1
	45 09 44.0	123 09 09.0	0.100 kW	18 M		
	Calvary Chapel Of McMinnville BPL-20080219ATZ					

COMMENTS AND COUNTERPROPOSAL

MB DOCKET # 10-118

CUMULUS LICENSING LLC

KNRQ-FM RADIO STATION

ALOHA, OREGON

August 2010

EXHIBIT #7

Allocation Study for Manzanita, Oregon
Using Proposed Allocation Site as Reference

REFERENCE
45 41 05.0 N. CLASS = C3 Int = B1 DISPLAY DATES
123 54 38.0 W. Current Spacings to 3rd Adj. DATA 08-04-10
SEARCH 08-04-10
----- Channel 248 - 97.5 MHz -----

Call	Channel	Location	Azi	Dist	FCC	Margin	
	Lat.	Lng.	Ant	Power	HAAT		
AD248	ADD 248C3	Manzanita	OR	180.0	55.6	153.0	-97.4
	45 11 05.0	123 54 38.0		25.000 kW	0 M		
	Alternate channel - Pursuant to counterproposal.						
KSHL	LIC 248C2	Gleneden Beach	OR	186.0	103.7	177.0	-73.3
	44 45 24.0	124 02 53.0	CX	50.000 kW		259 M	
	Stephanie Linn BLH-0081119AHE						
	> to Channel 249C3 Coburg, OR - One-step application - BPH-20080331ACW						
KCYS	LIC 251A	Seaside	OR	356.0	29.8	42.0	-12.2
	45 57 08.0	123 56 14.0	C	6.000 kW		100 M	
	Dave's Broadcasting Corp. BLH-0000225AAK						
	> to Channel 243A pursuant to counterproposal MB Docket 10-118						
KYCH-FM	LIC 246C	Portland	OR	102.5	97.4	96.0	1.4
	45 29 20.0	122 41 40.0	CY	100.000 kW		386 M	
	Entercom Portland License BLH-19900821KA						
KOMO-FM	CP -Z 249C	Oakville	WA	12.7	185.7	176.0	9.7
	47 18 46.0	123 22 15.0	ZCX	63.000 kW		728 M	
	South Sound Broadcasting BPH-20090626AAO						
KOMO-FM	LIC-Z 249C	Oakville	WA	12.7	185.7	176.0	9.7
	47 18 46.0	123 22 15.0	ZCX	63.000 kW		728 M	
	South Sound Broadcasting BLH-20080514AGI						
KOMO-FM	APP-D 249C	Oakville	WA	12.7	185.7	176.0	9.7
	47 18 46.0	123 22 15.0	DCX	69.000 kW		701 M	
	South Sound Broadcasting BMPH-20100602AKM						
AD251	ADD 250C1	Aloha	OR	102.5	97.4	76.0	21.4
	45 29 20.0	122 41 40.0		0.000 kW	0 M		
	Allocation site for Aloha, Oregon - Reserved for KNRQ-FM						
KNRQ-FM	CP -N 250C2	Tualatin	OR	100.8	92.6	56.0	36.6
	45 31 21.0	122 44 45.0	NCX	3.700 kW		470 M	
	Cumulus Licensing Llc BMPH-20080331ACU						
KNLR	LIC 248C1	Bend	OR	130.4	271.1	211.0	60.1
	44 04 38.0	121 19 49.0	EN	97.000 kW		163 M	
	Cowan Broadcasting Llc BLH-19850114LW						

AFFIDAVIT AND QUALIFICATIONS OF CONSULTANT

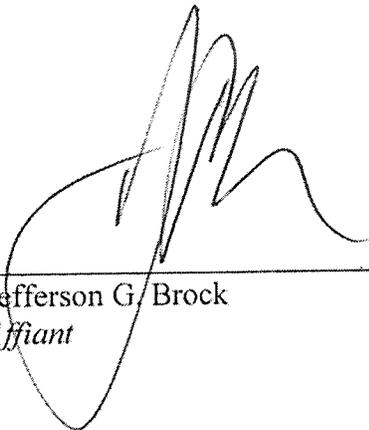
State of Georgia)
St. Simons Island) ss:
County of Glynn)

JEFFERSON G. BROCK, being duly sworn, deposes and says that he is an officer of Graham Brock, Inc. Graham Brock has been engaged by Cumulus Licensing LLC to prepare the attached Technical Exhibit.

His qualifications are a matter of record before the Federal Communications Commission. He has been active in Broadcast Engineering since 1979.

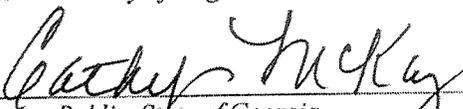
The attached report was either prepared by him or under his direction and all material and exhibits attached hereto are believed to be true and correct.

This the 4th day of August 2010.



Jefferson G. Brock
Affiant

*Sworn to and subscribed before me
this the 4th day of August 2010*



Notary Public, State of Georgia
My Commission Expires: March 18, 2010

EXHIBIT 1



United States of America
FEDERAL COMMUNICATIONS COMMISSION
FM BROADCAST STATION CONSTRUCTION PERMIT

Authorizing Official:

Official Mailing Address:

BICOASTAL MEDIA LICENSES IV, LLC
1 BLACKFIELD DRIVE # 333
TIBURON CA 94920

Dale E. Bickel
Senior Engineer
Audio Division
Media Bureau

Facility ID: 49856

Call Sign: KACI-FM

Permit File Number: BPH-20100205ACB

Grant Date: May 24, 2010

This permit expires 3:00 a.m.
local time, May 24, 2013.

Subject to the provisions of the Communications Act of 1934, as amended, subsequent acts and treaties, and all regulations heretofore or hereafter made by this Commission, and further subject to the conditions set forth in this permit, the permittee is hereby authorized to construct the radio transmitting apparatus herein described. Installation and adjustment of equipment not specifically set forth herein shall be in accordance with representations contained in the permittee's application for construction permit except for such modifications as are presently permitted, without application, by the Commission's Rules.

Commission rules which became effective on February 16, 1999, have a bearing on this construction permit. See Report & Order, Streamlining of Mass Media Applications, MM Docket No. 98-43, 13 FCC RCD 23056, Para. 77-90 (November 25, 1998); 63 Fed. Reg. 70039 (December 18, 1998). Pursuant to these rules, this construction permit will be subject to automatic forfeiture unless construction is complete and an application for license to cover is filed prior to expiration. See Section 73.3598.

Equipment and program tests shall be conducted only pursuant to Sections 73.1610 and 73.1620 of the Commission's Rules.

Name of Permittee: BICOASTAL MEDIA LICENSES IV, LLC

Station Location: OR-THE DALLES

Frequency (MHz): 93.5

Channel: 228

Class: C2

Hours of Operation: Unlimited

Transmitter: Type Accepted. See Sections 73.1660, 73.1665 and 73.1670 of the Commission's Rules.

Transmitter output power: As required to achieve authorized ERP.

Antenna type: Non-Directional

Antenna Coordinates: North Latitude: 45 deg 38 min 58 sec
 West Longitude: 121 deg 16 min 25 sec

	Horizontally Polarized Antenna	Vertically Polarized Antenna
Effective radiated power in the Horizontal Plane (kW):	5.1	5.1
Height of radiation center above ground (Meters):	42	42
Height of radiation center above mean sea level (Meters):	613	613
Height of radiation center above average terrain (Meters):	271	271

Antenna structure registration number: Not Required

Overall height of antenna structure above ground: 46 Meters

Obstruction marking and lighting specifications for antenna structure:

It is to be expressly understood that the issuance of these specifications is in no way to be considered as precluding additional or modified marking or lighting as may hereafter be required under the provisions of Section 303(q) of the Communications Act of 1934, as amended.

None Required

Special operating conditions or restrictions:

- 1 The permittee/licensee in coordination with other users of the site must reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic fields in excess of FCC guidelines.

- 2 Program test operations for KACI-FM on Channel 228C2 pursuant to this construction permit may not commence until program test operations commence for KWCQ, Condon, OR on Channel 291C1 pursuant to construction permit BPH-20100205ACQ, and a license will not be granted to cover KACI-FM's construction permit BPH-20100205ACB until a license is granted to cover KWCQ's construction permit BPH-20100205ACQ.

Special operating conditions or restrictions:

- 3 Pursuant to the grant of this construction permit and the authority found in Sections 4(i), 5(c)(1), 303 and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b), 0.283, 1.420, 73.203(b), and 73.3573 of the Commission's Rules, the FM assignment IS MODIFIED as follows:

Community	Channel No.
The Dalles, OR	Add 228C2, Delete 249C2

Pursuant to Section 316(a) of the Communications Act of 1934, as amended, the license for KACI-FM, The Dalles, OR IS MODIFIED to specify operation on Channel 228C2 in lieu of Channel 249C2.

- 4 BEFORE PROGRAM TESTS COMMENCE, sufficient measurements shall be made to establish that the operation authorized in this construction permit is in compliance with the spurious emissions requirements of 47 C.F.R. Sections 73.317(b) through 73.317(d). All measurements must be made with all stations simultaneously utilizing the shared antenna. These measurements shall be submitted to the Commission along with the FCC Form 302-FM application for license.

*** END OF AUTHORIZATION ***

EXHIBIT 2



P27. PLACE OF WORK FOR WORKERS 16 YEARS AND OVER--PLACE LEVEL [5] - Universe:

Workers 16 years and over

Data Set: [Census 2000 Summary File 3 \(SF 3\) - Sample Data](#)

NOTE: Data based on a sample except in P3, P4, H3, and H4. For information on confidentiality protection, sampling error, nonsampling error, definitions, and count corrections see <http://factfinder.census.gov/home/en/datanotes/expsf3.htm>.

	Aloha CDP, Oregon
Total:	21,396
Living in a place:	21,396
Worked in place of residence	2,558
Worked outside place of residence	18,838
Not living in a place	0

U.S. Census Bureau
Census 2000

Standard Error/Variance documentation for this dataset:

[Accuracy of the Data: Census 2000 Summary File 3 \(SF 3\) - Sample Data \(PDF 141.5KB\)](#)

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Featured Story

Oregon appeals court overturns conviction in Aloha revenge killing



By Emily E. Smith, The Oregonian
July 30, 2010, 8:15AM

Petronilo Lopez Minjarez, 31, was sentenced to life in prison for his role in helping his father kidnap, assault and kill 18-year-old Darwin Lopez Jovel, whose father was having an affair with Lopez Minjarez's mother. [Full story »](#)

Comments (12) Recommend (0)

School district administrators: Just what do they do to earn their pay anyway?

By Wendy Owen, The Oregonian
July 30, 2010, 11:00AM

At budget time, people want to know why school districts don't trim more from the top. Calendars of top schools officials show that they are busy. [Full story »](#)

Comments (8) Recommend (0)

Top 12 administrative salaries for 5 Oregon school districts

By The Oregonian
July 30, 2010, 11:00AM

How the Hillsboro School District's top 12 administrative salaries compare with other districts in Washington County and other districts of like size. [Full story »](#)

Comments (0) Recommend (0)

Saturday in Aloha: Hardy tropicals, jazz and wine

By The Oregonian
July 30, 2010, 6:41AM

Looking for something to do close to home? Head outdoors to learn about hardy tropical plants at Farmington Gardens in the morning, then to Cooper Mountain Vineyards for a little jazz and wine in the afternoon. [Full story »](#)

Comments (0) Recommend (0)

Washington County garbage rates going up Aug. 1

By Brad Schmidt, The Oregonian
July 29, 2010, 3:47PM

The hikes are lower than originally proposed by county staff and haulers, who argued they are making money -- just not enough of it. [Full story »](#)

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Storefronts: New businesses sell baseball equipment, toys, coffee and Mediterranean meals

By Eric Apalategui, Special to The Oregonian...
July 29, 2010, 3:00PM

OTC Sports opens in Hillsboro, Dutch Bros. Coffee in Cornelius and Hush Hush Cafe and Toys R Us Express in Beaverton. [Full story »](#)

Comments (0) Recommend (0)

Best Tennis Town in the U.S.? Not Beaverton

By Kjerstin Gabrielson, The Oregonian
July 28, 2010, 1:50PM

The Tualatin Hills Park & Recreation District receives an honorable mention and \$2,000 in tennis equipment while Atlanta, Ga., Charleston, S.C., and Richmond, Va., are named the three finalists in the U.S. Tennis Association contest for the title of 2010 Best Tennis Town. [Full story »](#)

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Real estate: Homes bought & sold in Washington County

By The Oregonian
July 28, 2010, 12:13PM

Selected home sales of more than \$200,000 during May, the most recent data available. The information is provided by First American Real Estate Solutions. [Full story »](#)

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Births

By The Oregonian
July 27, 2010, 4:24PM

ALOHA Garrett: To Jennifer and Michael Garrett, a daughter, Morgan Marie Garrett, June 26, 2010, at Tuality Community Hospital. Medak: To Mandi Medak, a daughter, Alysia Hope Medak, June 22, 2010, at Tuality Community Hospital. Vazquez: To Sonia and Ricardo Vazquez, a daughter, Jazmin Vazquez, June 26, 2010, at Tuality Community Hospital. CORNELIUS Bullock: To Heather and Joshua Bullock, a... [Full story »](#)

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The Reserve hosts Nick Wilson Memorial Golf Scramble on Aug. 13

By nick wilson charitable group
July 27, 2010, 1:38PM

The Nick Wilson Charitable Group will host its annual memorial golf scramble on Aug. 13 in Aloha to benefit families with children affected by cancer. [Full story »](#)

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Metro mapping system allows online lookup of urban and rural reserves

By Eric Mortenson, The Oregonian
July 27, 2010, 11:59AM

A Metro mapping program lets property owners determine if they are in an area slated for future development. [Full story »](#)

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Elementary and Whitford Middle schools benefits students and counselors



By Washington County Reader Contributor
July 27, 2010, 9:23AM

Visit a forest? Do a PowerPoint? Cook? Vose and Whitford students learn and play in AASK summer program. [Full story »](#)

Comments (0) Recommend (0)

Your comments: Suicidal woman says two deputies were calming her down when a third shot her

By The Oregonian
July 26, 2010, 11:09AM

Readers call for compassion for the mentally ill and understanding for police in stressful situations after details emerge about the day Mary Joanne Diershaw was shot by a Washington County sheriff's deputy. [Full story »](#)

Comments (11) Recommend (0)

Suicidal woman says two deputies were calming her down when a third shot her



By Rebecca Woolington, The Oregonian
July 25, 2010, 2:40PM

Mary Joanne Diershaw said she wanted to die when she called 9-1-1. But once the Washington County sheriff's deputies arrived, the 50-year-old said "reality had set in" and she wanted to live. Diershaw was shot once in the right arm during the encounter, and is now healing under psychiatric care at Legacy Emanuel Medical Center. [Full story »](#)

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Oregon-born exec Katrina Helmkamp is new CEO of sewing machine giant SVP



By Elliot Njus, The Oregonian
July 25, 2010, 7:00AM

Oregon native Katrina Helmkamp, a 44-year-old graduate of Aloha High School, has become CEO of SVP Worldwide, the world's largest sewing machine company. [Full story »](#)

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Bow Wow Bash slated for Saturday, Aug. 14 at Garden Home Rec Center



By THPRD
July 29, 2010, 2:59PM

Dog lovers and their furry friends will unite at the Garden Home Recreation Center's 6th annual Bow Wow Bash on Saturday, Aug. 14, from 11 a.m. to 3 p.m. The focus this year is on helping families suffering economic hardship provide the level of care for their pets that they deserve. "Often when times are tough, pet care can... [Full story »](#)

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The big one hits Beaverton this Saturday: fifth annual Party in the Park



By THPRD
July 28, 2010, 11:45AM

Looking for free fun for you and your loved ones this weekend? [Full story »](#)

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The Reserve hosts Nick Wilson Memorial Golf Scramble on Aug. 13

By nick wilson charitable group
July 27, 2010, 1:38PM

The Nick Wilson Charitable Group will host its annual memorial golf scramble on Aug. 13 in Aloha to benefit families with children affected by cancer. [Full story »](#)

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Help Kids Giggle and Wiggle at Portland Taiko's Family Matinee



By Portland Taiko
July 16, 2010, 12:24PM

My favorite drum was the biggest one that was on the stand because it was really low and was as loud as a stampede! Also there was a lot of bass that made my ribs wiggle. - Response from student of Cherry Crest Elementary, Washington Dear Community Supporter, Imagine the wonder and delight of 500 children and their families... [Full story »](#)

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Vote for Beaverton to be Best Tennis Town in America

By THPRD
July 16, 2010, 10:17AM

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Party in the Park returns July 31 for free fun for all ages



By THPRD
July 12, 2010, 4:36PM

Music and magic, K-9 demonstrations, giant inflatables, a family triathlon and The Classic at T-Hills car show are all part of the annual event at the Howard M. Terpenning Complex in Beaverton. **Full story »**

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THPRD's Rec Mobiles and Nature Mobile gear up for busy summer



By THPRD
June 08, 2010, 3:37PM

The district's three outreach vehicles will visit parks, schools and apartment complexes and appear at community events through the district this summer, with THPRD staff offering environmental education, sports and arts and crafts. **Full story »**

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THPRD's summer performances in the park open with June 24 concert and June 26 play



By THPRD
June 04, 2010, 10:25AM

The Tualatin Hills Park & Recreation District will present its deepest and most diverse Summer Concerts & Theater in the Park lineup ever in 2010 with nine concerts and four plays. All of the performances are free, starting Thursday, June 24, at Garden Home Park with a concert featuring the Cherry Poppin' Daddies and their blend of ska, swing.... **Full story »**

Comments (0) Recommend (0)

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Riverkeepers Day Camp at Jackson Bottom July 12-16

By bwgener
May 26, 2010, 2:37PM

For five days in July, Tualatin Riverkeepers will hold a day camp for children ages 8-10 at Jackson Bottom Wetland Preserve in Hillsboro. The theme of the week will be "Snakes, Tracks, Tails, and Trails". Even snakes leave tracks! Those tracks tell a story about their life-where they live, what they eat. Follow the trail and let nature tell you a... **Full story »**

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Ready, set ... Ride Into Spring with THPRD this Saturday

By THPRD
May 14, 2010, 9:26AM

Families and individuals wanting to get out this Saturday morning and enjoy springtime from the vantage point of their bicycle seat are invited to the 2nd annual Tualatin Hills Ride Into Spring. Scheduled for this Saturday, May 15, the free event will feature a non-competitive bike ride with three distance options, all starting at 9 a.m. at the Tualatin Hills... **Full story »**

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By triverk 1 | 2 Next page »
May 06, 2010, 7:21AM

Tualatin Riverkeeper wants you to try out one of their brand new kayaks (or one of their old canoes) on May 15. The Riverkeepers are hosting a bird-watching paddle trip as part of the Songbird Festival on the Tualatin River National Wildlife Refuge. There is no charge for this trip, but your donations to the Riverkeepers help the nonprofit group... [Full story »](#)

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Cedar Mill Farmers Market kicks off season on Mother's Day weekend

By THPRD
April 30, 2010, 12:30PM

The Cedar Mill Farmers Market, "the friendliest little market around," will return Saturday, May 8 -- just in time for shoppers seeking special last-minute gifts for Mother's Day. The market will continue every Saturday from 8 a.m. to 1 p.m. through the end of October in the Sunset Mall parking lot. Sunset Mall is just west of Murray, across NW... [Full story »](#)

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Ready, set ... Ride Into Spring with THPRD on May 15

By THPRD
April 29, 2010, 3:42PM

Families and individuals wanting to get out on a Saturday morning and enjoy springtime from the vantage point of their bicycle seat are invited to the 2nd annual Tualatin Hills Ride Into Spring. Scheduled for May 15 in conjunction with National Bike Month, the free event will feature a non-competitive bike ride with three distance options, all starting at 9... [Full story »](#)

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THPRD, Jenkins Estate host 20th annual Barefoot Quilt Festival



By THPRD
April 29, 2010, 8:32AM

The Mother's Day weekend event, with quilt displays, vendors and demonstrations, is named in honor of Clara Barefoot-Sehorn, a quilt instructor who started teaching for THPRD in the late 1980s. [Full story »](#)

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Bilingual 'King Midas' to be offered as part of THPRD's summer theater schedule

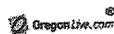


By THPRD
April 28, 2010, 2:34PM

For the first time ever, the Tualatin Hills Park & Recreation District will present a bilingual children's production of "King Midas" as part of its Summer Concerts & Theater in the Park series. The play, on Saturday, July 10, at Schffler Park, will be presented in partnership with the Central Beaverton Neighborhood Association Committee. It will be performed in... [Full story »](#)

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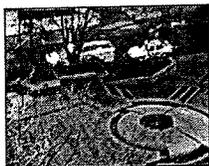
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We offer an easy form for you to contact OregonLive.com (or The Oregonian) directly. The form is set up so you'll need to choose the appropriate contact person on the form. Once you fill it out, it is sent directly to either online or print staff members. Remember to choose carefully so you'll get the fastest response. [Access the Contact Us form.](#)

Are you a government Web site?

No. We have no connection to either state or local governments (federal either for that matter). We are a privately held company dedicated to serving our readers with news, sports, business, entertainment and other content.

What is the procedure to link to a story on OregonLive.com?

OregonLive.com does not give permission for other sites to directly post content from OregonLive.com onto their Web sites. However, we do allow most sites to link directly to the content on OregonLive.com. To get permission to link to content, please fill out our [Contact Us](#) form and send in a request to the editor-in-chief.

How do I obtain permission to reprint a story from either The Oregonian or The Hillsboro Argus?

Before reprinting anything from either publication, you must first obtain permission because U.S. copyright law protects all material in The Oregonian and The Hillsboro Argus.

The Oregonian cannot grant reprint permission for news service stories, stories from other newspapers or syndicated material, which it buys for one-time use from others. It can, however, grant reprint permission for stories created by its staff and its freelancers. Those stories can be easily identified because they nearly always carry the name of the author and the title "staff writer" or "contributing writer."

The Oregonian

- [Copyright and reprint permissions](#)

The Hillsboro Argus

- [Copyright and reprint permissions](#)

How do I get a photo reprint from The Oregonian?

The Oregonian provides photo reprints. For details and other services:

- [Copyright and reprint permissions](#)

Where may I find your user agreement?

- [User Agreement](#)

What is your privacy policy?

- [Privacy Policy](#)

◀ [ABOUT US HOME](#)



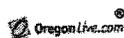
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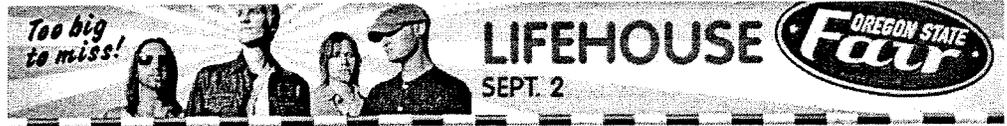
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- Entertainment
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- Interact
- Jobs
- Autos
- Real Estate
- Rentals
- Classified Ads
- Shop

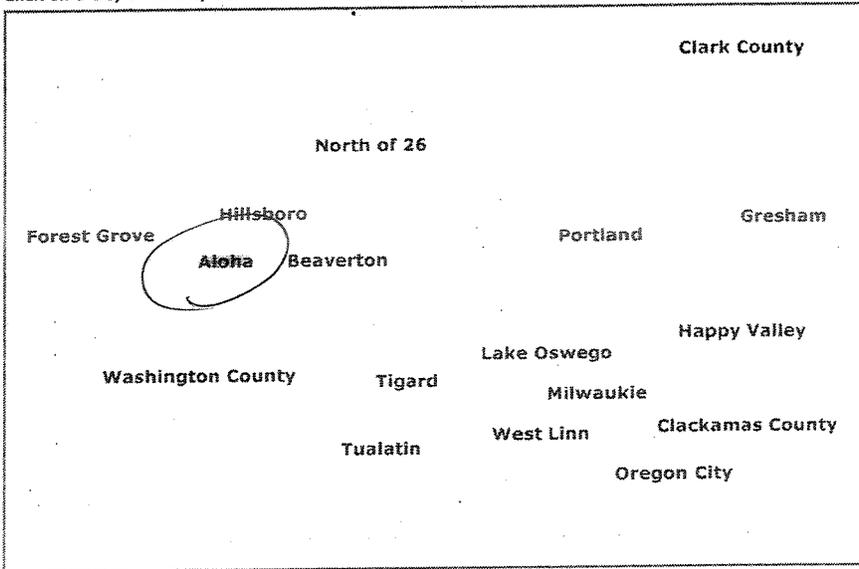
OREGON TOWNS, CITIES & COMMUNITY PAGES

Local news, discussions, photos, restaurants, real estate and more

New: Community pages

We're making it easier to find local news, talk, sports and more for your community. We'll be adding more communities around the state regularly. We welcome your feedback. Contact us with questions or comments.

Click on a city or county below for local news



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Consumer Alert
SPECIAL REPORT: Brand New Honda Civic LX being auctioned for \$1000's Off on Quibids.com. [CLICK HERE](#) to find out more

Community forums

- Beaverton
 - Bend
 - Corvallis
 - The Dalles
 - Eugene
 - Forest Grove
 - Gresham
 - Hillsboro
 - Hood River
 - Klamath Falls
 - La Grande
 - Lake Oswego
 - Maupin
 - Pendleton
 - Portland
 - Salem
 - Sherwood
 - Tigard
 - Tualatin
 - West Linn
 - Wilsonville
- [» More forums](#)

Community news

- Aloha
- Beaverton
- City of Portland
- Clackamas County
- Clark County, Wash.
- Forest Grove
- Gresham
- Happy Valley

- Hillsboro
- Lake Oswego
- Milwaukie
- North of 26
- Oregon City
- Tigard
- Tualatin
- Washington County
- West Linn

Newspapers

- The Oregonian
- The Hillsboro Argus

Blogs

- Find your neighborhood

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EXHIBIT 4