

## **EXHIBIT 7 CONSTRUCTED FACILITY**

WNYA commenced operation of its digital facility on channel 13 at 2:05 AM on June 12, 2009. At approximately 6:30 AM that day, the transmitter tripped off due to high VSWR and the station immediately took steps to diagnose the problem. WNYA determined that the antenna was the cause of the problem and lowered the ERP of the station to between 50% to 75% power to limit VSWR issues.

On Monday June 15, 2009, the tower crew hired by WNYA found that one of the connectors on a portion of the brand new antenna was burned. WNYA quickly shipped off that portion of the antenna to the manufacturer for repair. The manufacturer admitted that it was due to improper quality control in manufacturing and repaired the antenna at no cost to WNYA.

On Thursday June 18, 2009, WNYA installed the repaired antenna and began operating at full power pursuant to its authorized construction permit BMPCDT-20081001AEM.