

Federal Communications Commission Washington, D.C. 20554 FCC 318	Approved by OMB 3060-0920 (March 2000) FOR FCC USE ONLY
APPLICATION FOR CONSTRUCTION PERMIT FOR A LOW POWER FM BROADCAST STATION Read INSTRUCTIONS Before Filling Out Form	FOR COMMISSION USE ONLY FILE NO. -

Section I - General Information

1.	Legal Name of the Applicant OOLTEWAH BAPTIST CHURCH		
	Mailing Address 5509 BARRINGTON		
	City OOLTEWAH	State or Country (if foreign address) TN	Zip Code 37363 -
	Telephone Number (include area code) 4233963743	E-Mail Address (if available) TIMKOCHIS@MINDSPRING.COM	
		Call Sign	Facility Identifier 165033
2.	Contact Representative (if other than applicant) JAMES E. PRICE		Firm or Company Name STERLING COMMUNICATIONS, INC.
	Telephone Number (include area code) 7069652355		E-Mail Address (if available) STERLING@CATT.COM
3.	Application Purpose <div style="display: flex; justify-content: space-between;"> <div> <input checked="" type="radio"/> New station <input type="radio"/> Major change in licensed facility <input type="radio"/> Minor change in licensed facility </div> <div> <input type="radio"/> Major modification of construction permit <input type="radio"/> Minor modification of construction permit <input type="radio"/> Amendment to pending application </div> </div> <p>(a) File number of original construction permit: -</p> <p>(b) Station location: OOLTEWAH TN</p> <p>If an amendment, submit as an Exhibit a listing by Section and Question Number the portions of the pending application that are being revised. [Exhibit 1]</p>		

NOTE: The failure to include an explanatory exhibit providing full particulars in connection with a "No" response may result in dismissal of the application. See General Instructions, Paragraph H for additional information regarding the completion of explanatory exhibits.

Section II - Legal

New LPFM station applicants must complete all questions in Section II. Major and minor change applicants must complete only questions 1, 4, 6, 7 and 9.

1.	Certification. Applicant certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Applicant further certifies that where it has	<input checked="" type="radio"/> Yes <input type="radio"/> No
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made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application, instructions, and worksheets.

2. **Eligibility.** The applicant certifies that:

- a. it is a nonprofit educational institution;
 b. it is a nonprofit educational organization; or
 c. it proposes a noncommercial public safety radio service to protect the safety of life, health or property.

☐ Yes ☐ No

☒ Yes ☐ No

☐ Yes ☐ No

[Exhibit 2]

Note: Applicants that answer "Yes" to 2a. or 2b. must include an exhibit that describes the applicant's educational program and how its proposed station will be used to advance its educational program. The exhibit should include the state and date of applicant's incorporation.

3. **Parties to the Application.**

- a. List separately each party to the application including, as applicable, the applicant, its officers, directors, five percent or greater stockholders, non-insulated partners, members, and all other persons and entities with attributable interests. If a corporation or partnership holds an attributable interest in the applicant, list separately, as applicable, its officers, directors, five percent or greater stockholders, non-insulated partners, and board members. Create a separate row for each individual or entity. Attach additional pages if necessary.

(1) Name and address of party.

(2) Citizenship.

(3) Positional Interest: Officer, director, general partner, limited partner, LLC member, or investor/creditor attributable under the Commission's **equity/debt plus** standard.

(4) Percentage of votes.

(5) Percentage of total assets (equity plus debt).

[Enter Parties/Owners Information]

Parties to the Application

List separately each party to the application including, as applicable, the applicant, its officers, directors, five percent or greater stockholders, non-insulated partners, members, and all other persons and entities with attributable interests. If a corporation or partnership holds an attributable interest in the applicant, list separately, as applicable, its officers, directors, five percent or greater stockholders, non-insulated partners, and board members. Create a separate row for each individual or entity. Attach additional pages if necessary.

(1) Name and address of party.

(2) Citizenship.

(3) Positional Interest: Officer, director, general partner, limited partner, LLC member, or investor/creditor attributable under the Commission's equity/debt plus standard.

(4) Percentage of votes.

(5) Percentage of total assets (equity plus debt).

(1) Name and Address	(2) Citizenship	(3) Positional Interest	(4) Percentage of Votes	(5) Percentage of total assets
THE FREEDOM FUND, 5503 BARRINGTON COUNTRY CIRCLE, OOLTEWAH, TN 37363	US	ASSIGNEE	0	100

(1) Name and Address	(2) Citizenship	(3) Positional Interest	(4) Percentage of Votes	(5) Percentage of total assets
TIM KOCHIS, 5503 BARRINGTON COUNTRY CIRCLE, OOLTEWAH, TN 37363	US	TRUSTEE/TREASURER	25	0

(1) Name and Address	(2) Citizenship	(3) Positional Interest	(4) Percentage of Votes	(5) Percentage of total assets
JOSEPH KOCHIS, 5503 BARRINGTON COUNTRY CIRCLE, OOLTEWAH, TN 37363	US	SECRETARY	25	0

(1) Name and Address	(2) Citizenship	(3) Positional Interest	(4) Percentage of Votes	(5) Percentage of total assets
MIKE CARTER, 3306 OOLTEWAH-RINGGOLD ROAD, OOLTEWAH, TN 37363	US	BOARD MEMBER	25	0

(1) Name and Address	(2) Citizenship	(3) Positional Interest	(4) Percentage of Votes	(5) Percentage of total assets
LARRY STOPHEL, 6716 HERITAGE BUSINESS COURT, CHATTANOOGA, TN 37421-2596	US	BOARD MEMBER	25	0

b. Applicant certifies that equity and financial interests not set forth above are non-attributable.

☒ Yes ☐ No
☐ N/A

See Explanation in
[Exhibit 3]

4. **Community-Based Criteria.** The applicant certifies that:

- a. it is a nonprofit educational institution or organization that is physically headquartered or has a campus within 16.1 kilometers (10 miles) of the proposed transmitting antenna site set forth in this application; ☐ Yes ☐ No
- b. it is a nonprofit educational institution or organization that has 75 percent of its board members residing within 16.1 kilometers (10 miles) of the proposed transmitting antenna site set forth in this application; or ☒ Yes ☐ No
- c. it proposes a public safety radio service and has jurisdiction within the service area of the proposed LPFM station. ☐ Yes ☐ No

5. **Ownership.** The applicant certifies, based on its completion of Worksheet 1 and its review of the instructions to this application, that:

- a. no party to this application has an attributable interest in any other low power FM broadcast station; ☒ Yes ☐ No
- b. no party to this application has an attributable interest in any non-LPFM broadcast station,

<p>including any full power AM or FM station, FM translator station, full or low power television station, or any other media subject to the Commission's broadcast ownership restrictions;</p> <p>c. the applicant is in compliance with the Commission's policies relating to media interests of immediate family members; and</p> <p>d. the applicant is in compliance with the Commission's policies relating to investor insulation and the non-participation of non-party investors and creditors.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 4]</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>
<p>6. Character Issues. The applicant certifies that neither the applicant nor any party to the application has or has had any interest in, or connection with:</p> <p>a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or</p> <p>b. any pending broadcast application in which character issues have been raised.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 5]</p>
<p>7. Adverse Findings. The applicant certifies that no adverse finding has been made and no adverse final action has been taken by any court or administrative body as to the applicant, any party to this application, or any non-party equity owner in the applicant, in a civil or criminal proceeding brought under the provisions of any law related to the following: any felony; mass media related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination?</p> <p>If the answer is "No," attach as an Exhibit a full disclosure concerning the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), and a description of the disposition of the matter. Where the requisite information has been earlier disclosed in connection with another application or as required by 47 C.F.R. Section 1.65, the applicant need only provide: (i) an identification of that previous submission by reference to the file number in the case of an application, the call letters of the station regarding which the application or Section 1.65 information was filed, and the date of filing; and (ii) the disposition of the previously reported matter.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>[Exhibit 6]</p>
<p>8. Unlicensed Operation.</p> <p>a. The applicant certifies, under penalty of perjury, that neither the applicant nor any party to the application has engaged in any manner, individually or with other persons, groups, organizations, or other entities, in the unlicensed operation of any station in violation of Section 301 of the Communications Act of 1934, as amended, 47 U.S.C. Section 301.</p> <p>b. For applicants responding "No" to Question 8a. only, the applicant certifies, under penalty of perjury, that to the extent the applicant or any party to the application has engaged in any manner, individually or with other persons, groups, organizations or other entities, in the unlicensed operation of a station in violation of Section 301 of the Communications Act, as amended, 47 U.S.C. Section 301, all such engagement:</p> <p>i. ceased voluntarily no later than February 26, 1999, without direction from the Commission to do so; or</p> <p>ii. ceased within 24 hours of being directed by the Commission to terminate unlicensed operation of any station.</p>	
<p>9. Anti-Drug Abuse Act Certification. Applicant certifies that neither the applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>

Section III - Point System Factors

New station and major change applicants must complete the following questions.

Point system factors are used only for selection among mutually exclusive applications for new LPFM stations and major

modifications of authorized LPFM stations. Mutually exclusive applicants will be awarded one point for each of the following:

1. Established community presence.	
a. Educational Institutions and Organizations. The applicant certifies that, for a period of at least two years prior to the date of this application, it has existed as an educational institution or organization and has been physically headquartered, has had a campus, or has had seventy-five percent of its board members residing within 10 miles of the coordinates of the proposed transmitting antenna. An applicant claiming a point under factor 1a. must submit an exhibit documenting its established community presence. See instructions.	<input checked="" type="radio"/> Yes <input type="radio"/> No [Exhibit 7]
b. Public Safety Radio Service. The applicant certifies that, for a period of at least two years prior to the date of this application, it has had jurisdiction within the service area of the proposed public safety radio service LPFM station.	<input type="radio"/> Yes <input type="radio"/> No
2. Proposed operating hours. The applicant pledges to operate the proposed station for at least 12 hours per day.	<input checked="" type="radio"/> Yes <input type="radio"/> No
3. Local program origination. The applicant pledges to originate locally at least eight hours of programming per day.	<input checked="" type="radio"/> Yes <input type="radio"/> No
Note: For purposes of this factor, local origination is the production of programming within 10 miles of the coordinates of the proposed transmitting antenna.	

Section IV - Certification

The applicant certifies that the statements in this application are true, complete, and correct to the best of its knowledge and belief, and are made in good faith.

The applicant acknowledges that all certifications and attached Exhibits are considered material representations.

The applicant acknowledges that the submission of false or misleading statements will subject the applicant to fines, revocation of license(s), and applicable criminal penalties.

The applicant hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by licensee or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

Typed or Printed Name of Person Signing TIM KOCHIS	Typed or Printed Title of Person Signing BOARD MEMBER
Signature	Date 10/13/2006

Section V LPFM Engineering

**The Freedom Fund
Radio Station WYTY-LP (FM)**

Exhibit: 2

The Freedom Fund is a Non-Stock, Non-Profit corporation chartered in Tennessee with Tax-Exempt status granted by the Internal Revenue Service pursuant to 26 U.S.C. 501(c)(3). The Freedom Fund hereby certifies that it intends to operate station WYTY-LP (FM) in accordance with Section 73.507 of the FCC Rules.

Educational Mission of The Freedom Fund

The Freedom Fund (TFF) is a Tennessee non-profit corporation which was formed for charitable, religious, educational and scientific purposes. As noted above, it has been granted tax exempt status pursuant to 26 U.S.C. 501(c)(3) by the Internal Revenue Service.

In practice, TFF's educational mission will involve the following:

- a. Provide regular educational programming designed to teach the Bible and Christianity in a manner which can be utilized by local Christian Churches as well as by the Christian Doctrine educational programs administered by local Christian Churches.
- b. Working with Christian educational and contemplative institutions, including but not limited to Southern Adventist University at Collegedale, Tennessee and other Christian programs for the presentation of quality educational programming.
- c. Provide programming which can be used to train laymen for an active and effectual role in the Christian Church life, such as missions, pastoral and teacher, etc.

Programming in Furtherance of TFF's educational Mission

Programming to be aired by TFF over WYTY-LP (FM) will come from a number of sources, including but not limited to, the radio services of Community Public Radio (CPR) and Life Talk Radio (LTR). CPR is headquartered in Athens, Georgia which is a Christian program provider; that is, the teaching of the gospel of Jesus Christ and a Positive walk with Christ through Christian music and commentary. LTR is headquartered in Collegedale, Tennessee and is a Christian program provider; that is, the teaching of the Gospel of Jesus Christ, programs that help Connect People with Christ through music, teaching and preaching.

TFF's programming is commercial-free, and there is no paid programming which is aired on CPR or LTR. Such programming would be broadcast over WYTY-LP (FM) in a commercial-free manner. Programming consists of the following types; (1) rebroadcasts of "Interactive" programs which will involve a host or moderator and a call-in questions from listeners; (2) recorded programs presented by CPR and LTR, there program providers dealing with various topics of the Gospel of Jesus Christ. (categories 1 and 2 occupy approximately 85 percent of the broadcast day); (3) Christian Church services, Devotionals; and (4) news programs.

With respect to the interactive programs that would be carried over WYTY-LP (FM), here are some brief descriptions of examples of such programs which have been offered in recent years by CPR and LTR to local stations; Examples of recorded programs conducted by Christian scholars are:

Dr. Michael Guido "Seeds from the Sower"
"A Seed From the Sower," is a one-minute daily inspirational spot. "Seeds From the Sower," is a five-minute daily program.

Kay Authur "Precepts from God's word"
A half-hour daily program with Kay covers relevant, in-depth topics for everyday life.

Ron Hutchcraft "A word with you"
A 4 1/2 minute daily broadcast, in which Ron Hutchcraft uses humor and the Bible to present practical applications for daily living. Regularly, Ron clearly introduces spiritual seekers to a relationship with Jesus Christ.

Ron Hutchcraft "Realtime"

A 30-minute program with no breaks. Each topic is delivered in a different manner each week with an unpredictable style. Our only template is to deliver God's Word to the lost young people. "Realtime" will have a non-linear approach and give the listener information in bursts rather than long blocks.

Billy Graham "Hour of Decision"

"The Hour of Decision" is the weekly radio ministry of the Billy Graham Evangelistic Association. The first broadcast of "The Hour of Decision" aired November 5, 1950, as a live radio program featuring Billy Graham's message "Revival." Today it broadcasts the Gospel messages presented by Billy and Franklin Graham around the world.

Billy Graham "Decision Minute"

Decision Minute is a 60-second program challenging the believer and unbeliever to the cause of Jesus Christ through short messages from Billy and Franklin Graham. The broadcasts also feature testimonies and short stories of how God is working in people's lives.

Luis Palau "Reaching your world"

It's wonderful to share with you practical, "I can do it!" ways to reach your world with the Gospel message. I pray that this exciting radio program will encourage you to share the Good News with your friends and family every day. So drop the guilt and tune in today! This is your chance to share your faith with the people you love.

Joni Eareckson Tada "Joni and friends"

"Joni and Friends" is a daily, five-minute inspirational program dealing with a wide range of topics, with a biblical perspective. As she tackles issues relating to disability awareness, Joni provides a uniquely personal, biblically inspired insight into some of life's tougher questions. Her contagious joy and unwavering faith have provided hope for thousands who find themselves faced with life's crippling blows.

Family Radio Network "Powerline"

Powerline is an upbeat blend of adult contemporary hits and inspirational messages hosted by Jon Rivers.

Family Radio Network "Country Crossroads"

Country Crossroads features top Country hits with interviews from top country music personalities.

Family Radio Network "Strength for Living"

Strength for Living is contemporary teaching that offers hope for today and encouragement for life with an appealing blend of current and traditional worship songs.

James Dobson "Focus on the Family"

*Others

Thus, the TFF radio programming to be presented over WYTY-LP (FM) presents a comprehensive daily effort to educate the public, Christian and non-Christians, about the Christian faith, including the Holy Bible, Jesus Christ and the Christian Church. TFF intends to work with the Christian Churches, Christian programs and organizations to assist their educational efforts with respect to the teaching of the Christian religion and faith. In short, TFF intends to develop WYTY-LP (FM) as a valuable educational resource which will serve the public interest, convenience and necessity.

BY-LAWS
of
The Freedom Fund

Article I
Identification and Location

- Section 1.01 The Name. The Freedom Fund
- Section 1.02 Registered Office Location. The registered office of the Corporation shall be at 5509 Barrington, Ooltewah, Hamilton County, Tennessee, 37363, until otherwise established by an amendment of the Articles of Incorporation or by the Board of Directors and a record of such change is filed with the Department of State in the manner provided by law.
- Section 1.03 Other Offices. The Corporation may also have offices at such other places within or without the State of Tennessee as the Board of Directors may from time to time appoint or the business of the Corporation may require.

Article II
Maintenance of Exempt Status as 501 (c)(3) Organization

The Freedom Fund has been formed to operate exclusively for the sole purpose including, but not limited to the following:

- Section 2.01 The sole purpose for which The Freedom Fund is organized is exclusively religious, charitable, scientific, literary, and educational within the meaning of section 501 (c)(3) of the Internal Revenue Code of 1986 or the corresponding provision of any future United States Internal Revenue law.
- Section 2.02 Notwithstanding any other provision of these articles, this organization shall not carry on any activity not permitted to be carried on by an organization exempt from Federal Income tax under section 501 (c)(3) of the Internal Revenue Code of 1986 or the corresponding provision of any future United States Internal Revenue law.
- Section 2.03 Upon dissolution of the corporation, assets shall be distributed for one or more exempt purposes within the meaning of section 501 (c)(3) of the Internal Revenue Code of 1986 or the corresponding section of any future federal tax code of the United States Internal Revenue law.
- Section 2.04 The Corporation is a non-profit corporation.
- Section 2.05 The Freedom Fund may from time to time conduct other charitable activities and may also provide assistance to local, national or international missions work after approval of the Board of Directors.

Article III
Objectives and purpose

- Section 3.01 To maintain The Freedom Fund according to the Rules set forth by the Internal Revenue Service.
- Section 3.02 To maintain the Federal Communications Commission (FCC) License of WYTY-LP (FM) according to the rules and regulations set forth by the FCC.
- Section 3.03 To maintain WYTY-LP FCC License, required books and records, equipment, programming controlled by The Freedom Fund, with the option for patrons to make contributions for the regular maintenance of the facilities and support items.

Article IV
Board Members

- Section 4.01 The Board Members of this Fund will include at least three individuals: (1) The chairman/President, (2) the Registered Agent/Treasurer and (3) the Secretary.
- Section 4.02 There will be at least one (1) meeting each year.
- Section 4.03 Special meetings may be called by its officers by notifying all officers. Each meeting request must be communicated by telephone, US Mail or personal notification.
- Section 4.04 Each meeting, be it regular or special, must be preceded by a notice at least seven (7) days prior to that meeting, which may be accomplished via telephone, US Mail, Electronic Mail (e-mail) or personal notification.
- Section 4.05 Robert's Rules of Order will be the Authority for all procedures during meetings conducted by The Freedom Fund.

Article V
Board Responsibility: Provisions for Regulation of Business and
Conduct of Affairs of the Corporation

- Section 5.01 The affairs of the Corporation shall be managed by the Board of Directors of the Corporation.
- Section 5.02 This Fund will have the power to indemnify, hold harmless any officer, advisor or any member from any suit, damage, claim judgment and/or liability arising out of, or asserted to rise out of conduct by such persons in his or her capacity as an officer, advisor, or member (except in the case of willful misconduct). This Fund will have the power to purchase or procure insurance for such purpose, if needed.
- Section 5.03 The Fund officers may enter into any contract or execute and/or deliver any instrument in the name of and on behalf of this Fund only after it has been voted on by the officers at a regular or special meeting.
- Section 5.04 All checks, drafts and other orders of payment of money will be signed by the Secretary and the Treasurer/Trustee. All documents will require at least two (2) signatures, one of which will be that of the Secretary and the other may be that of the Treasurer/Trustee.
- Section 5.05 In the absence or incapacitation of one of the officers designated to sign such documents, one signature will be allowed notifying the other officers of the Fund.

Article VI
Committees

Section 6.01 The officers of the Fund may appoint additional committees, as needed. Each committee will consist of at least one (1) chairperson.

Article VII
Books and Records

Section 7.01 The Corporation shall keep appropriate, complete and accurate books and records of accounts and will also maintain recorded minutes of all meetings, proceedings, and official activities of the business, or it's officers, advisors and committees; and will keep at the Registered Agent's office a record of name and addresses of each officer indicating their authority to vote. All books and records may be inspected by any member upon request with a minimum notice of forty-eight (48) hours, on regular business days, to the Registered Agent.

Article VIII
Fiscal Year

Section 8.01 The fiscal year for The Freedom Fund will end on June 30 in each year.

Article VIII
Amendments

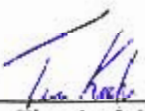
Section 9.01 The Board of Directors of this Fund may amend these by-laws to include or omit any provision that it could lawfully include or omit at the time the amendment is made.

Section 9.02 No more than three (3) provisions may take place at one (1) time. Upon written notice of at least thirty (30) days any amendments of the by-laws may be submitted and voted on at a single meeting of the officers of this Fund and will be adopted at such meeting upon receiving a majority vote of the officers of this organization.

Article X
Certification

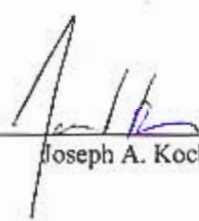
Section 10.01 We, the undersigned, hereby certify that the above by-laws were duly adopted by the officers of The Freedom Fund, started and instituted at a meeting held on the 17th day of January, 2006.

Chairman/President, Registered Agent/Treasurer:



Timothy J. Kochis

Secretary:



Joseph A. Kochis

The Freedom Fund Board of Directors

- 1) Mr. Timothy J. Kochis, Chairman/President, Registered Agent and Treasurer
5503 Barrington Country Circle
Ooltewah, TN. 37363
- 2) Mr. Joseph A. Kochis, Secretary
5503 Barrington Country Circle
Ooltewah, TN. 37363
- 3) Mr. Mike Carter, Board Member
3306 Ooltewah-Ringgold Road
Ooltewah, TN. 37363
- 4) Mr. Larry Stophel, Board Member
6716 Heritage Business Court
Chattanooga, TN. 37421-2596

**ARTICLES OF AMENDMENT
TO THE CHARTER OF THE FREEDOM FUND**

Pursuant to the provision of Section 48-201-106 of the Tennessee Business Corporation Act, the undersigned Corporation adopts the following articles to its charter:

1. The name of the Corporation is: **The Freedom Fund.**

2. The text of the amendment adopted is:

BE IT RESOLVED, Amendments to the By-Laws of The Freedom Fund reflected The Freedom Funds main Purpose (along with other amendments made within the document itself). The changes are related to the FCC License of WYTY-LP (FM), The Freedom Funds main concern. The radio station programming, educational purpose and the management of the equipment and offices.

3. The corporation is a non-profit corporation.

4. The amendment was duly adopted on the *17th day of January 2006*, by incorporator, stockholder vote being unnecessary and not required.

5. Additional approval for the amendment as permitted by Section 48-60-301 of the Tennessee Nonprofit Corporation Act was not required.

6. The amendment is effective when amendments of the articles are filed by the Secretary of State.

TFF 17 January 2006