

Statement Regarding Multiple Ownership

The instant assignment of license application, FCC File No. BALH-20030103ACF (the “Assignment Application”) seeks Commission approval to assign the license of Station WVIV-FM (formerly WXXY-FM), Highland Park, Illinois, from Big City Radio-CHI, L.L.C. (“Big City Radio”) to Superior Broadcasting of Chicago, LLC (“Superior”).

On January 10, 2003, Big City Radio entered into a Time Brokerage Agreement with HBC Illinois, Inc. (“HBC IL”) (the “TBA”), and commencing on January 13, 2003, HBC IL has provided programming to WVIV-FM pursuant to the TBA (a copy of which was submitted to the Commission on January 13, 2003 by Big City Radio as an amendment to the Assignment Application).

Although neither HBC IL, nor its parent, HBC Broadcasting Company (“HBC”), nor any of their affiliated entities is the specified assignee in the Assignment Application, because of HBC’s current time brokerage of WVIV-FM, this Statement is being submitted to demonstrate that HBC’s time brokerage of WVIV-FM complies with the Commission’s multiple ownership rules.¹

HBC, through subsidiaries, owns and operates three radio stations in the Chicago market, specifically, WIND(AM), Chicago, WOJO(FM), Evanston, and WVIV(AM) (formerly WLXX(AM)), Chicago, Illinois.² In even the smallest radio markets, an entity is allowed to hold attributable interests in as many as five overlapping radio stations, with not more than three stations in the same service, provided that a party may not have an attributable interest in more than 50 percent of the stations in such market. See 47 C.F.R. Section 73.3555(a)(1)(iv). According to the FCC’s CDBS database, the city of Chicago alone has 26 licensed FM stations and 13 licensed AM stations (in addition to WIND(AM) and WVIV(AM)), and Evanston, which borders on Chicago, has one other licensed FM station besides WOJO(FM). Including its attributable interest in WVIV-FM (due to its time-brokerage of the station), HBC currently has attributable interests in four radio stations in the Chicago market (two AMs and two FMs) and hence, even assuming the existence of mutual overlap of the applicable contours of all these stations, HBC is in compliance with the radio contour overlap rule, 47 C.F.R. Section 73.3555(a). Moreover, HBC has no attributable interests implicating 47 C.F.R. Section 73.3555(c) (radio-television cross ownership rule) or 47 C.F.R. Section 73.3555(d) (daily newspaper cross-ownership rule).

¹ The information in this Statement regarding HBC’s broadcast interests have been supplied to Big City Radio by HBC. Information concerning Univision Communications Inc. is drawn from the Merger Application (defined below).

² HBC has no attributable interests in any television stations or daily newspapers in the Chicago market.

Pending before the Commission are applications which propose the merger of HBC with a subsidiary of Univision Communications Inc. (“Univision”). *See* Docket No. MB 02-235; BTC, BRCFTB, BTCH-20020723ABL-ADR and also BTC-20021125ABD-ABH (the “Merger Application”). Exhibit 17 to the Merger Application filed on July 23, 2002 includes Univision’s demonstration that, upon closing of the merger (with Commission approval), it would be in compliance with the radio-television cross ownership rule, 47 C.F.R. Section 73.3555(c). In an abundance of caution, this Statement also demonstrates that HBC’s attributable interest in WVIV-FM, due to its time brokerage of the station, has no material effect on the demonstration made by Univision of its post-merger compliance with the radio-television cross ownership rule. Moreover, as Univision has no attributable interests in radio stations or daily newspapers in the Chicago area, *see* Exhibit 17 to the Merger Application, the compliance of HBC’s time brokerage of WVIV-FM with the radio contour overlap and daily newspaper cross-ownership rules would not be affected by the HBC-Univision merger.

Univision’s multiple ownership showing in the Chicago market is based upon its ownership of two television stations in the Chicago market and HBC’s current ownership of Stations WIND(AM), WOJO(FM), and WLXX(AM). *See* page 6 of Exhibit 17 of the Merger Application. The Commission’s radio-television cross ownership rule permits an entity to hold attributable interests in as many as two television stations and six radio stations in markets with 20 remaining independently owned media voices (*see* 47 C.F.R. Section 73.3555(c)(2)(i)(A)), assuming compliance with the Commission’s radio contour overlap Rule, 47 C.F.R. Section 73.3555(a).. Exhibit 17 identified the existence of more than 50 such voices in the Chicago market, and therefore HBC’s attributable interest in WVIV-FM, a fourth radio station in the Chicago market, due to its time brokerage of the station, would not change the conclusion that, subsequent to the grant of the Merger Application and the merger of HBC and a subsidiary of Univision, the resulting entity would be in compliance with the Commission’s radio-television cross ownership rule.