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Filed: Jun 16 2011 2:19PM EDT
Transaction ID 38182243
Case No. S10C-05-041 THG



IN THE SUPERIOR COURT OF THE STATE OF DELAWARE
IN AND FOR SUSSEX COUNTY

COMMONWEALTH BROADCASTING
ASSOCIATION, INC.,
Delaware corporation,

Plaintiff,

v.

John A. Franklin,

Defendant.

C.A. No.: S10C-05-041 THG

DECLARATORY JUDGMENT ORDER

This matter is before the Court on Plaintiff's Motion for Declaratory Judgment or Partial Summary Judgment;

After review of the facts and application of the law to the facts pursuant to the requirements of the Delaware Declaratory Judgment Act, and with the consent of Defendant, the Court holds as follows:

The motion before the Court derives from concern of Plaintiff regarding lack of clarity as to legal title, under state law, of certain FCC broadcast licenses held in trade or D/B/A names;

Plaintiff requests a declaratory judgment to "quiet title" so it may maintain and renew the licenses and pursue a sale to a third party.

3. Plaintiff has presented evidence that the licenses at issue were issued in trade names or D/B/A/ names used by Plaintiff in the ordinary course of its business.

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The Court holds that the FCC broadcast licenses and any other tangible or intangible property held in the name of Plaintiff, Commonwealth Broadcasting Association, Inc. or any of the following trade or D/B/A names, Ocean 60 Broadcasting Association, Ocean 4 Broadcasting Association, and Ocean 22 Broadcasting Association or call signs, WEWE and WLWP are the property of Commonwealth Broadcasting Association, Inc. and any claims to the contrary are void.

Further, any applications, pleadings, correspondence or other communication heretofore by, or on behalf of, Defendant, John A. Franklin, taking a position contrary to the holding above are deemed withdrawn, void or quashed and are to be disregarded.


IT IS SO ORDERED.

Date:

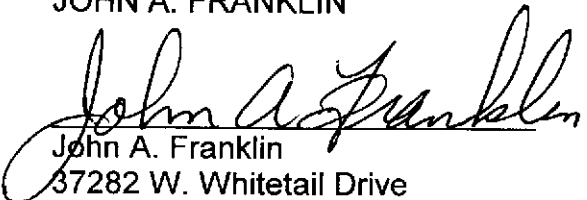
T. Henley Graves
Superior Court Resident Judge

Dated: June 3, 2011

WE ASK FOR THIS:
THE LAWSON FIRM, LLC

By: 
Eugene M. Lawson, Jr. (#3516)
402 Rehoboth Avenue
Rehoboth Beach, DE 19971
(302) 226-3700
Counsel for Plaintiff

SEEN AND CONSENTED TO:
JOHN A. FRANKLIN


John A. Franklin
37282 W. Whitetail Drive
Selbyville, DE 19975
(302)732-1400
Defendant, *pro se*

This document constitutes a ruling of the court and should be treated as such.

Court Authorizer

Comments:

ORDER SIGNED BY T. HENLEY GRAVES, JUDGE FILED 6-16-11