

ENGINEERING REPORT COVERING  
AMENDMENT TO MULTIPLE OWNERSHIP STUDY  
ON BEHALF OF NASSAU BROADCASTING HOLDINGS, INC.  
RE: MARINER BROADCASTING, L.P. AND RADIO PARTNERS OF MAINE, L.P.

JANUARY 2004

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AMENDMENT TO MULTIPLE OWNERSHIP STUDY  
ON BEHALF OF NASSAU BROADCASTING HOLDINGS, INC.  
RE: MARINER BROADCASTING, L.P. AND RADIO PARTNERS OF MAINE, L.P.

STATEMENT

This engineering report is submitted on behalf of Nassau Broadcasting Holdings, Inc. (“Nassau”) in support of pending applications for assignment of license of eleven Maine radio stations from two different licensees. The first application is for five stations that Nassau seeks to acquire from Radio Partners of Maine, L.P. (“the RPM stations”). See File No. 20031216ABM. The RPM stations are WMTW-FM North Windham, WMEK-FM Auburn, WTHT(FM) Lewiston, WMTW(AM) Gorham and WLAM(AM), Lewiston. The second application is for six stations that Nassau seeks to acquire from Mariner Broadcasting, L.P. (“the Mariner stations”). See File No. 20031210ABS, et. seq. The Mariner stations are WBQQ(FM) Kennebunk, WBQW(FM) Scarborough, WBQX(FM) Thomaston, WBQI(FM) Bar Harbor, WQEX(FM) Kennebunkport and WBYA(FM) Islesboro. Nassau had previously filed independent multiple ownership applications to acquire the Mariner and RPM stations. The purpose of this amendment is to demonstrate that Nassau can own both groups of stations and comply with the Commission’s multiple ownership rules. Two separate markets are created by the combined proposed acquisitions.

There is an overlap of the city grade service areas of WQEZ, WBQQ, WBQW and WMTW, i.e., the predicted 3.16 mv/m contour for FM stations and the predicted 5 mv/m contour for AM stations, computed in accordance with Section 73.313 of the Commission's Rules. The overlap results in the creation of a market ("Market 1") comprised of four Nassau stations. The city grade service areas of WBQW, WTHT, WMEK-FM and WMTW also overlap. The overlap results in the creation of a second market ("Market 2") comprised of four Nassau stations.

Figure 1, which is located at the conclusion of this report, illustrates the configuration of the two markets created by the proposed combined acquisition. The city grade service areas of Mariner stations WBYA, WBQX and WBQI do not overlap the two markets created by the combined acquisitions. WBQX, whose city grade contour is geographically closest to the two markets, is plotted on Figure 1 to show it is well outside of the markets. This report will demonstrate the proposal complies with the minimum number of additional city grade services required to overlap the city grade service areas of the stations in Markets 1 and 2 created by the proposed combined acquisition.

#### ANALYSIS OF MARKET 1

Market 1 consists of four Nassau-affiliated stations. Three of the stations are FM and one is AM. Section 73.3555 (a)(1)(iv) of the rules requires that Market 1 must be overlapped by at least four additional city grade services. A market study conducted by the undersigned

revealed that more than the minimal number of qualifying services existed in the market. The qualifying stations are plotted on Figure 2. Transmitter sites of the additional stations located within the markets are shown with a cross symbol, in lieu of a contour showing, as per Commission procedure. The stations identified on the Figure 2 map are:

MARKET 1

- 1) WQEZ 104.7 mhz 6 kw 87 m Kennebunkport, Maine\*
- 2) WBQQ 99.3 mhz 3 kw 100 m Kennebunk, Maine\*
- 3) WBQW 106.3 mhz 3 kw 91m Scarborough, Maine\*
- 4) WMTW 870 khz 10 kw DA Gorham, Maine\*
- 5) WRED 95.9 mhz 4.1 kw 121 m Saco, Maine
- 6) WCYY 94.3 mhz 11.5 kw 147 m Biddeford, Maine
- 7) WMGX 93.1 mhz 50 kw 135 m Portland, Maine
- 8) WYNZ 100.9 mhz 25 kw DA 100 m Westbrook, Maine
- 9) WPOR 101.9 mhz 33 kw 184 m Portland, Maine

\*Proposed Nassau owned or operated stations

ANALYSIS OF MARKET 2

Market 2 consists of four Nassau-affiliated stations. Three of the stations are FM and one is AM. Section 73.3555 (a)(1)(iv) of the rules requires that Market 2 must be overlapped by at least four additional city grade services. A market study conducted by the undersigned revealed that more than the minimal number of qualifying services existed in the market. The

qualifying stations are plotted on Figure 3. Transmitter sites of the additional stations located within the markets are shown with a cross symbol, in lieu of a contour showing, as per Commission procedure. The stations identified on the Figure 3 map are:

MARKET 2

- 1) WMEK-FM 99.9 mhz 28.5 kw 196 m Auburn, Maine\*
- 2) WTHH 107.5 mhz 91 kw 283 m Lewiston, Maine\*
- 3) WBQW 106.3 mhz 3 kw 91m Scarborough, Maine\*
- 4) WMTW 870 khz 10 kw DA Gorham, Maine\*
- 5) WOXO-FM 92.7 mhz 2 kw 110 m Norway, Maine
- 6) WCYI 93.9 mhz 27.5 kw DA 193 m Lewiston, Maine
- 7) WJBQ 97.9 mhz 16 kw 271 m Portland, Maine
- 8) WCLZ 98.9 mhz 48 kw 122 m Brunswick, Maine
- 9) WPOR 101.9 mhz 33 kw 184 m Portland, Maine

\*Proposed Nassau owned or operated stations

CONCLUSION

The assignment to Nassau of the stations currently licensed to RPM and Mariner would comply with the Commission's multiple ownership rules as they pertain to number of commonly controlled stations in the markets created by the acquisition.

DECLARATION

The foregoing was prepared by or under the immediate supervision of Charles A. Hecht of Charles A. Hecht & Associates, Inc., Pittstown, New Jersey, whose qualifications are a matter of record with the Federal Communications Commission. All statements herein are true and correct of his own knowledge except such statements made on information and belief, and as to those statements, he believes them to be true and correct under the penalty of perjury.

Respectfully submitted,

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