

First Minor Amendment to BALH-20191218ABD *et al.*
Radio Station WPHD(FM) and Associated FM Translators
December 2019
Attachment to Exhibit 1

ATTACHMENT TO EXHIBIT 1
STATEMENT RE THE NATURE OF THIS AMENDMENT

Annex A to this Attachment contains the substance of Exhibit 1 to this Application as originally filed.

Annex B to this Attachment is a series of Certifications both by the proposed Assignor, and by the proposed Assignee, concerning their respective compliance with the Commission's Multiple-Ownership Rules as currently in effect. The proposed Assignor and the proposed Assignee are submitting such Certifications to fulfill:

- the requirements set forth in the Commission's Public Notice, DA 19-1305 (released December 20, 2019); and
- the requirements of § 1.65 of the Commission's Rules, 47 C.F.R. § 1.65.

This Amendment is minor in nature, per § 73.3573 of the Commission's Rules, 47 C.F.R. § 73.3573.

First Minor Amendment to BALH-20191218ABD *et al.*
Radio Station WPHD(FM) and Associated FM Translators
December 2019
Attachment to Exhibit 1

ANNEX A
CERTIFICATIONS RE FM TRANSLATORS

The proposed Assignee hereby certifies that, after the consummation of the assignment of licenses that this Application proposes:

1. FM Translator Station W266BA, Elmira, New York, FCC Facility ID No. 156749, will continue to rebroadcast the programming transmitted via the HD3 subcarrier of Radio Station WPHD(FM), Elmira, New York, FCC Facility ID No. 71509; and

2. FM Translator Station W300DH, Corning, New York, FCC Facility ID No. 14304, will continue to rebroadcast the programming transmitted via the main carrier of Station WPHD.

ANNEX B
CERTIFICATIONS RE MULTIPLE-OWNERSHIP COMPLIANCE

Pursuant to, and as required by, the Commission's Public Notice, DA 19-1305 (released December 20, 2019):

- the proposed Assignor hereby certifies that it and those with an attributable interest in it (its *principals*) currently comply with the Multiple-Ownership Rules, i.e., all of the provisions of § 73.3555 of the Commission's Rules, including
 - the "eight voices" test and the prohibition on top-four combinations in the local television rule,
 - the radio/television cross-ownership rules,
 - the newspaper/broadcast cross-ownership rules; and
 - the attribution of joint sales agreements

now in effect as a result of the Commission's response to the Court's mandate in Prometheus Radio Project v. FCC, 939 F.3d 567 (3d Cir. 2019), *petition for rehearing en banc denied* (3d Cir. Nov. 20, 2019);

- the proposed Assignor further certifies that, upon consummation of the assignment of licenses that this Application proposes, the proposed Assignor and its principals will remain in compliance with the Multiple-Ownership Rules;
- the proposed Assignee hereby certifies that it and principals currently comply with the Multiple-Ownership Rules; and
- the proposed Assignee further certifies that, upon consummation of the assignment of licenses that this Application proposes, it and its principals will remain in compliance with the Multiple-Ownership Rules.