

**Multiple Ownership**

The Commission's radio-television cross-ownership rule is triggered when the 2 mV/m contour of an AM radio station or the 1 mV/m contour of an FM radio station wholly encompasses the community of license of a television station to be commonly owned, or when the Grade A contour of a television station wholly encompasses the community of license of a radio station which is to be commonly owned with the television station. *See* 47 C.F.R. §73.3555(c)(1). Where the radio-television cross-ownership rule is triggered, a single entity may nevertheless directly or indirectly own, operate, or control the following number of stations in a single market, so long as the requirements of the television duopoly rule and the radio multiple ownership provisions of Section 73.3555(a)(1) are also met:

- (1) Up to two television stations and one radio station;
- (2) Two television stations and six radio stations or one television station and seven radio stations, if at least 20 independently owned media voices will remain in the market post consummation;
- (3) Up to two television stations and four radio stations, if at least 10 independently owned media voices will remain in the market post consummation.

*See* 47 C.F.R. §73.3555(c)(2).

By the instant application, Midessa Broadcasting Limited Partnership ("Midessa LP") seeks Commission consent to the assignment of license of station KTXC(FM), Lamesa, Texas (FIN: 71650) from the present licensee, Graham Brothers Communications, LLC to Midessa LP. Currently, the principals of Midessa LP hold attributable interests in KWES-TV, Odessa, TX (FIN: 42007) and KWAB-TV, Big Spring, TX (FIN: 42008). The Commission previously approved common ownership of both television stations pursuant to the satellite station television duopoly exemption set forth in Note 5 of Section 73.3555.

If the Commission grants the proposed assignment of KTXC(FM), Midessa LP will hold an attributable interest in a commercial radio station in the same market in which it currently holds an interest in two television stations. Even assuming that the radio-television cross-ownership rule is triggered by the overlap between KTXC(FM), and either KWES and/or KWAB, a party may nevertheless directly or indirectly own, operate, or control up to two commercial television stations and one commercial radio station in a market. *See* 47 C.F.R. §73.3555(c)(2). There are no other commonly owned media interests in the same market which would implicate the Commission's multiple ownership rules. Thus, the proposed assignment complies with the Commission's multiple ownership rules.