

(REFERENCE COPY - Not for submission)

# Commercial Broadcast Stations Biennial Ownership Report (FCC Form 323)

File Number: **0000040307** Submit Date: **2018-01-17** FRN: **0022774442** 

Purpose: Commercial Broadcast Stations Biennial Ownership Report Status: Received Status Date: 01/17/2018

Filing Status: Active

#### **Section I - General Information**

#### 1. Respondent

FRN	Entity Name
0022774442	Tucker Operating Co. LLC dba KTTU

Street Address	City (and Country if non U.S. address)	State ("NA" if non-U.S. address)	Zip Code	Phone	Email
3644 E. San Pedro Place	Chandler	AZ	85249	+1 (480) 836- 1341	bentucker13@cox. net

# 2. Contact Representative

Name	Organization
Henry Wendel	Cooley LLP

			Zip		
Street Address	City (and Country if non U.S. address)	State	Code	Phone	Email
1299 Pennsylvania Ave., NW Suite 700	Washington	DC	20004	+1 (202) 776-2943	hwendel@cooley.com

# 3. Application Filing Fee

Question	Response	
Is this application being submitted without a filing fee?	No	

#### **Fees**

Application Type	Form Number	Fee Code	Quantity	Fee Amount	Subtotal
Biennial	Form 323	MAT	1	95	\$70.00
				Total	\$70.00

### 4. Nature of Respondent

) Provide the following information about the Respondent:			
Relationship to stations/permits	Licensee		
Nature of Respondent	Limited liability company		

(b) Provide the following information about this report:		
Purpose Biennial		
"As of" date	10/01/2017	
	When filing a biennial ownership report or validating and resubmitting a prior biennial ownership report, this date must be Oct. 1 of the year in which this report is filed.	

### 5. Licensee(s) and Station(s)

Respondent is filing this report to cover the following Licensee(s) and station(s):

Licensee/Permittee Name	FRN
Tucker Operating Co. LLC dba KTTU	0022774442

Fac. ID No.	Call Sign	City	State	Service
11908	ктти	TUCSON	AZ	DTV

### **Section II – Biennial Ownership Information**

1. 47 C.F.R. Section 73.3613 and Other Documents Licensee Respondents that hold authorizations for one or more full power television, AM, and/or FM stations should list all contracts and other instruments set forth in 47 C.F.R. Section 73.3613(a) through (c) for the facility or facilities listed on this report. In addition, attributable Local Marketing Agreements (LMAs) and attributable Joint Sales Agreements (JSAs) must be disclosed by the licensee of the brokering station on its ownership report. If the agreement is an attributable LMA, an attributable JSA, or a network affiliation agreement, check the appropriate box. Otherwise, select "Other." Non-Licensee Respondents, as well as Licensee Respondents that only hold authorizations for Class A television and/or low power television stations, should select "Not Applicable" in response to this question.

Document Information		
Description of contract or instrument	Operating Agreement (Tucker Operating Co. LLC)	
Parties to contract or instrument	State of Delaware	
Date of execution	06/2013	
Date of expiration	No expiration date	
Agreement type (check all that apply)	Other  Agreement Type: Operating Agreement (Tucker Operating Co. LLC)	

Document Information		
Description of contract or instrument	Option Agreement	
Parties to contract or instrument	Gannett Co, Inc.	
Date of execution	12/2013	
Date of expiration	12/2021	
Agreement type (check all that apply)	Other Agreement Type: Option Agreement	

Document Information		
Description of contract or instrument	Management Services Agreement	
Parties to contract or instrument	Tucker Media Management Consulting II, LLC	
Date of execution	06/2013	
Date of expiration	No expiration date	
Agreement type (check all that apply)	Other Agreement Type: Management Services Agreement	

Document Information		
Description of contract or instrument	Credit Agreement	
Parties to contract or instrument	JPMorgan Chase Bank, N.A., et al.	
Date of execution	12/2013	
Date of expiration	12/2018	
Agreement type (check all that apply)	Other Agreement Type: Credit Agreement	

Document Information		
Description of contract or instrument	Guarantee Agreement	
Parties to contract or instrument	JP Morgan Chase Bank, N.A., et al.	
Date of execution	12/2013	
Date of expiration	No expiration date	
Agreement type (check all that apply)	Other Agreement Type: Guarantee Agreement	

Document Information		
Description of contract or instrument	Network Affiliation and Representation Agreement	
Parties to contract or instrument	Liberman Television LLC and KTTU-TV, Inc.	
Date of execution	10/2013	
Date of expiration	10/2018	
Agreement type (check all that apply)	Network Affiliation Agreement	

### **Document Information**

Description of contract or instrument	Network Affiliation Agreement
Parties to contract or instrument	H&I National Limited Partnership and Tucker Operating Co. LLC (d/b/a KTTU Television)
Date of execution	05/2017
Date of expiration	05/2018
Agreement type (check all that apply)	Network Affiliation Agreement

Document Information		
Description of contract or instrument	Operating Agreement (Tucker Media Management Consulting II, LLC)	
Parties to contract or instrument	State of Delaware	
Date of execution	06/2013	
Date of expiration	No expiration date	
Agreement type (check all that apply)	Other  Agreement Type: Operating Agreement (Tucker Media Management Consulting II, LLC)	

# 2. Ownership Interests

(a) Ownership Interests. This Question requires Respondents to enter detailed information about ownership interests by generating a series of subforms. Answer each question on each subform. The first subform listing should be for the Respondent itself. If the Respondent is not a natural person, also list each of the officers, directors, stockholders, non-insulated partners, non-insulated members, and any other persons or entities with a direct attributable interest in the Respondent pursuant to the standards set forth in 47 C.F.R. Section 73.3555. (A "direct" interest is one that is not held through any intervening companies or entities.) List each interest holder with a direct attributable interest in the Respondent separately.

Leave the percentage of total assets (Equity Debt Plus) field blank for an interest holder unless that interest holder has an attributable interest in the Respondent solely on the basis of the Commission's Equity Debt Plus attribution standard, 47 C.F.R. Section 73.3555, Note 2(i).

In the case of vertical or indirect ownership structures, list only those interests in the Respondent that also represent an attributable interest in the Licensee(s) for which the report is being submitted.

Entities that are part of an organizational structure that includes holding companies or other forms of indirect ownership must file separate ownership reports. In such a structure do not report, or file a separate report for, any interest holder that does not have an attributable interest in the Licensee(s) for which the report is being submitted.

Please see the Instructions for further detail concerning interests that must be reported in response to this question.

The Respondent must provide an FCC Registration Number for each interest holder reported in response to this question. Please see the Instructions for detailed information and guidance concerning this requirement.

Ownership Information		
FRN	0022774442	
Entity Name	Tucker Operating Co. LLC dba KTTU	
Address	PO Box Street 1 3644 E. San Pedro Place Street 2 City Chandler	
	State ("NA" if non-U.S. address)	AZ
	Zip/Postal Code 85249	

	Country (if non-U.S. address)	United States		
Listing Type	Respondent	Respondent		
Positional Interests (check all that apply)	Respondent			
Tribal Nation or Tribal Entity	Interest holder is not a Tribal nation or Tribal entity			
Interest Percentages (enter percentage values	Voting	0.0%	Jointly Held? No	
from 0.0 to 100.0)	Equity 0.0%			
Total assets (Equity Debt 0.0% Plus)				
Does interest holder have that do not appear on this	an attributable interest in one c	or more broadcast stations	No	

Ownership Information			
FRN	0023466519		
Entity Name	Tucker Media and Management Consulting II LLC		
Address	PO Box		
	Street 1	3644 E. San Pedro Place	
	Street 2		
	City	Chandler	
	State ("NA" if non-U.S. address)	AZ	
	Zip/Postal Code	85249	
	Country (if non-U.S. address)	United States	
Listing Type	Other Interest Holder		
Positional Interests (check all that apply)	Other - Manager		
Tribal Nation or Tribal Entity	Interest holder is not a Tribal nation or Tribal entity		
Interest Percentages (enter percentage values	Voting	100.0%	Jointly Held? No
from 0.0 to 100.0)	Equity	100.0%	
	Total assets (Equity Debt Plus)		
Does interest holder have an attributable interest in one or more broadcast stations  No that do not appear on this report?			No

Yes

(b) Respondent certifies that any interests, including equity, financial, or voting

interests, not reported in this filing are non-attributable.

If "No," submit as an exhibit an explanation.

(c) Does the Respondent or any reported interest holder No hold an attributable interest in any newspaper entities in the same market as any station for which this report is filed, as defined in 47 C.F.R. Section 73.3555? If "Yes," provide information describing the interest(s), using EITHER the subform OR the spreadsheet option below. Respondents with a large number (50 or more) of entries to submit should use the spreadsheet option. NOTE: Spreadsheets must be submitted in a special XML Spreadsheet format with the appropriate structure that is specified in the documentation. For instructions on how to use the spreadsheet option to complete this question (including templates to start with), please Click Here. If using the subform, leave the percentage of total assets (Equity Debt Plus) field blank for an interest holder unless that interest holder has an attributable interest in the newspaper entity solely on the basis of the Commission's Equity Debt Plus attribution standard, 47 C.F.R. Section 73.3555, Note 2(i). If using an XML Spreadsheet, enter "NA" into the percentage of total assets (Equity Debt Plus) field for an interest holder unless that interest holder has an attributable interest in the newspaper entity solely on the basis of the Commission's Equity Debt Plus attribution standard. The Respondent must provide an FCC Registration Number

(d) Are any of the individuals listed as an attributable interest holder in the Respondent married to each other or related to each other as parentchild or as siblings?

No

If "Yes," provide the following information for each such the relationship.

for each interest holder reported in response to this

and guidance concerning this requirement.

question. Please see the Instructions for detailed information

(e) Is Respondent seeking an attribution exemption for any officer or director with duties wholly unrelated to the Licensee(s)?

If "Yes," complete the information in the required fields and submit an Exhibit fully describing that individual's duties and responsibilities, and explaining why that individual should not be attributed an interest.

# 3. Organizational Chart (Licensees Only)

Attach a flowchart or similar document showing the Licensee's vertical ownership structure including the Licensee and all entities that have attributable interests in the Licensee. Licensees with a single parent entity may provide a brief explanatory textual Exhibit in lieu of a flowchart or similar document. Licensees without parent entities should so indicate in a textual Exhibit.

Non-Licensee Respondents should select "N/A" in response to this question.

File Name	Uploaded By	Attachment Type	Description
Visio-KTTU Ownership Chart.pdf	Applicant	Ownership Chart	Ownership Chart

### Certification

Section	Question	Response
Authorized Party to Sign	WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND /OR REVOCATION OF ANY STATION LICENSEOR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).	
Certification	I certify that I have examined this report and that to the best of my knowledge and belief, all statements in this report are true, correct and complete.	Official Title: Manager of the Manager Exact Legal Title or Name of Respondent: Tucker Operating Co. LLC Name: Benjamin Tucker Phone: 4808361341