

(REFERENCE COPY - Not for submission)

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

File Number: **0000040530** Submit Date: **2018-01-22** FRN: **0024087504** 

Purpose: Commercial Broadcast Stations Biennial Ownership Report Status: Received Status Date: 01/22/2018

Filing Status: Active

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

### 1. Respondent

FRN	Entity Name
0024087504	Missoula Broadcasting Company, LLC

Street Address	City (and Country if non U. S. address)	State ("NA" if non-U.S. address)	Zip Code	Phone	Email
2425 W. Central Ave. Suite 203	Missoula	MT	59801	+1 (406) 329-1882	bleifson@simmonsmedia.

### 2. Contact Representative

Name	Organization
Bret J. Leifson	Simmons Media Ventures

Street Address	City (and Country if non U.S. address)	State	Zip Code	Phone	Email
9445 S. Sunny Meadow Court	South Jordan	UT	84009	+1 (801) 455- 6064	bleifson@simmonsmedia.

# 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	MAR	3	95	\$210.00
				Total	\$210.00

### 4. Nature of Respondent

(a) 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
Missoula Broadcasting Company, LLC	0024087504

Fac. ID No.	Call Sign	City	State	Service
146254	K287AW	HAMILTON	MT	FX
149672	K275BS	MISSOULA	MT	FX
162324	KDTR	FLORENCE	MT	FM
162326	KYJK	MISSOULA	MT	FM
162327	KKVU	STEVENSVILLE	MT	FM

### **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	Articles of Organizatoin	
Parties to contract or instrument	Missoula Broadcasting Company, State of Utah	
Date of execution	01/2015	

Date of expiration	No expiration date
Agreement type (check all that apply)	Other  Agreement Type: Organization document

Document Information		
Description of contract or instrument	Operating Agreement	
Parties to contract or instrument	Missoula Broadcasting Company, LLC, State of Utah	
Date of execution	01/2015	
Date of expiration	No expiration date	
Agreement type (check all that apply)	Other Agreement Type: Organization document	

Document Information	
Description of contract or instrument	Member Interest Purchase Agreement
Parties to contract or instrument	Rebecca Brewster Smith and Missoula Broadcasting Company, LLC
Date of execution	01/2015
Date of expiration	No expiration date
Agreement type (check all that apply)	Other  Agreement Type: ownership purchase agreement

Document Information	
Description of contract or instrument	2015 Profit Interest Plan
Parties to contract or instrument	Missoula Broadcasting Company, LLC and Managers
Date of execution	01/2015
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Profit interest agreement

Document Information	
Description of contract or instrument	PIP Unit Grant Agreement
Parties to contract or instrument	Missoula Broadcasting Company, LLC, Alan Hague
Date of execution	01/2015
Date of expiration	No expiration date
Agreement type (check all that apply)	Other  Agreement Type: Profit sharing agreement

Document Information	
Description of contract or instrument	PIP Unit Grant Agreement
Parties to contract or instrument	Missoula Broadcasting Company, LLC, Rebecca Brewster Smith
Date of execution	01/2015

Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: profit interest agreement

### 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.

FRN	0024087504	0024087504	
Entity Name	Missoula Broadcasting Comp	pany, LLC	
Address	PO Box		
	Street 1	2425 W. Central Ave. Suite	203
	Street 2		
	City	Missoula	
	State ("NA" if non-U.S. address)	MT	
	Zip/Postal Code	59801	
	Country (if non-U.S. address)	United States	
Listing Type	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?
from 0.0 to 100.0)	Equity	0.0%	
	Total assets (Equity Debt Plus)	0.0%	

Ownership Information			
FRN	0024180937		
Entity Name	Simmons Media Ventures, LLC		
Address	РО Вох		
	Street 1	101 S. 200 E.	
	Street 2	Suite 100	
	City	Salt Lake City	
	State ("NA" if non-U.S. address)	UT	
	Zip/Postal Code	84111	
	Country (if non-U.S. address)	United States	
Listing Type	Other Interest Holder		
Positional Interests (check all that apply)	LC/LLC/PLLC Member		
Tribal Nation or Tribal Entity	Interest holder is not a Tribal nation or Tribal entity		
Interest Percentages (enter percentage values	Voting	95.0%	Jointly Held?
from 0.0 to 100.0)	Equity	86.4%	
	Total assets (Equity Debt Plus)	86.4%	
Does interest holder have that do not appear on this	Does interest holder have an attributable interest in one or more broadcast stations  No that do not appear on this report?		

Ownership Information		
FRN	0019354695	
Name	David E. Simmons	
Address	PO Box	
	Street 1	101 S. 200 E.
	Street 2	Suite 100
	City	Salt Lake City
	State ("NA" if non-U.S. address)	UT
	Zip/Postal Code	84111
	Country (if non-U.S. address)	United States
Listing Type	Other Interest Holder Other - Manager of LLC	
Positional Interests (check all that apply)		
Citizenship, Gender, Ethnicity, and Race	Citizenship	US

Information (Natural Persons Only)	Gender	Male	
	Ethnicity	Not Hispanic or Latino	
	Race	White	
Interest Percentages (enter percentage values from 0.0 to 100.0)	Voting	0.0%	Jointly Held? No
	Equity	0.0%	
	Total assets (Equity Debt Plus)	0.0%	
Does interest holder have an attributable interest in one or more brothat do not appear on this report?		or more broadcast stations	No

Ownership Information			
FRN	0019309087		
Name	Alan D. Hague		
Address	PO Box		
	Street 1	8029 Danish Oaks Drive	
	Street 2		
	City	Cottonwood Heights	
	State ("NA" if non-U.S. address)	UT	
	Zip/Postal Code	84093	
	Country (if non-U.S. address)	United States	
Listing Type	Other Interest Holder		
Positional Interests (check all that apply)	LC/LLC/PLLC Member, Other - Manager of LLC		
Citizenship, Gender,	Citizenship	US	
Ethnicity, and Race Information (Natural	Gender	Male	
Persons Only)	Ethnicity	Not Hispanic or Latino	
	Race	White	
Interest Percentages (enter percentage values	Voting	0.0%	Jointly Held? No
from 0.0 to 100.0)	Equity	4.5%	
	Total assets (Equity Debt Plus)	4.5%	
	Does interest holder have an attributable interest in one or more broadcast stations that do not appear on this report?		

Ownership Information		
	FRN	0020584918
	Name	Rebecca J. Smith

Address	РО Вох			
	Street 1	2425 W. Central Ave. * Suite 203		
	Street 2			
	City	Missoula		
	State ("NA" if non-U.S. address)	MT		
	Zip/Postal Code	59802		
	Country (if non-U.S. address)	United States		
Listing Type	Other Interest Holder			
Positional Interests (check all that apply)	LC/LLC/PLLC Member, Other - Manager of LLC			
Citizenship, Gender, Ethnicity, and Race Information (Natural Persons Only)	Citizenship	US		
	Gender	Female		
	Ethnicity	Not Hispanic or Latino		
	Race	White		
Interest Percentages (enter percentage values from 0.0 to 100.0)	Voting	5.0%	Jointly Held? No	
	Equity	9.1%		
	Total assets (Equity Debt Plus)	9.1%		
Does interest holder have that do not appear on this	an attributable interest in one o	r more broadcast stations	Yes	
	nat any interests, including equi his filing are non-attributable. an explanation.	ty, financial, or voting	Yes	

(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)?

No

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
mbc org chart oct 2015.pdf	Applicant	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: <b>CFO</b> Exact Legal Title or Name of Respondent: <b>CFO</b> Name: <b>Bret J Leifson</b> Phone: <b>8014556064</b> 01/22/2018