

FRN

0003180684

Commercial Broadcast Stations Biennial Ownership Report (FCC Form 323)

File Number:0000047516Submit Date:2018-03-02FRN:0002209260Purpose:Commercial Broadcast Stations Biennial Ownership ReportStatus:ReceivedStatus Date:03/05/2018Filing Status:Active

Section I - General Information

Birmingham (WABM-TV) Licensee, Inc

1. Respondent

Entity Name

Street Address	City (and Country if non U. S. address)	State ("NA" if non-U.S. address)	Zip Code	Phone	Email
C/O Miles S. Mason, Pillsbury Winthrop Shaw Pittman LLP 1200 Seventeenth St., NW	Washington	DC	20036	+1 (202) 663-8195	miles. mason@pillsburylaw. com

2. Contact Representative

Name	Organization
Miles S. Mason	Pillsbury Winthrop Shaw Pittman LLP

Street Address	City (and Country if non U.S. address)	State	Zip Code	Phone	Email
1200 Seventeenth St. NW	Washington	DC	20036	+1 (202) 663- 8195	miles.mason@pillsburylaw. 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	МАТ	1	95	\$70.00
			•	*	Total	\$70.00

4. Nature of Respondent

(a) Provide the following information about the Respondent:		
Relationship to stations/permits	Licensee	
Nature of Respondent	For-profit corporation	

(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
Birmingham (WABM-TV) Licensee, Inc	0003180684

Fac. ID No.	Call Sign	City	State	Service
16820	WABM	BIRMINGHAM	AL	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	Sinclair Broadcast Group, Inc., Articles of Incorporation		
Parties to contract or instrument	State of Maryland		
Date of execution	12/1986		
Date of expiration	No expiration date		
Agreement type (check all that apply)	Other Agreement Type: Articles of Incorporation		

Description of contract or instrument	Birmingham (WABM-TV) Licensee, Inc., Bylaws
Parties to contract or instrument	Shareholders
Date of execution	08/1997
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Bylaws

Document Information

Description of contract or instrument	Birmingham (WABM-TV) Licensee, Inc., Articles of Incorporation
Parties to contract or instrument	State of Maryland
Date of execution	08/1997
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Articles of Incorporation

Document Information

Description of contract or instrument	Birmingham (WABM-TV) Licensee, Inc., Consent of the Sole Stockholder and Board of Directors
Parties to contract or instrument	Sinclair Acquisition IX, Inc., David D. Smith, & David B. Amy
Date of execution	02/2002
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Consent of the Sole Stockholder and Board of Directors

Document Information

Description of contract or instrument	First Amendment to the Sixth Amended and Restated Credit Agreement and First Amendment to the Fourth Amended and Restated Security Agreement
Parties to contract or instrument	Sinclair Television Group, Inc., the guarantors party thereto, JP Morgan Chase Bank, N.A., as administrative agent, and the lenders and other parties thereto
Date of execution	04/2015
Date of expiration	01/2024
Agreement type (check all that apply)	Other Agreement Type: Credit Agreement

Description of contract or instrument	Sixth Amended and Restated Credit Agreement
Parties to contract or instrument	Sinclair Television Group, Inc., Guarantors Party Thereto, JP Morgan Chase Bank, N.A., as Administrative Agent, and the Lenders and Other Parties Thereto
Date of execution	07/2014

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

Document Information	
Description of contract or instrument	Sinclair Acquisition IX, Inc., Articles of Incorporation
Parties to contract or instrument	State of Maryland
Date of execution	11/1999
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Articles of Incorporation

Document	Information	

Description of contract or instrument	Third Amendment to the Sixth Amended and Restated Credit Agreement
Parties to contract or instrument	Sinclair Television Group, Inc., the guarantors party thereto, JP Morgan Chase Bank, N.A., as administrative agent, and the lenders and other parties thereto
Date of execution	01/2017
Date of expiration	01/2024
Agreement type (check all that apply)	Other Agreement Type: Credit Agreement

Document Information

Description of contract or instrument	Sinclair Acquisition IX, Inc., Certificate of Correction
Parties to contract or instrument	State of Maryland
Date of execution	01/2000
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Certificate of Correction

Document Information

Description of contract or instrument	Sinclair Acquisition IX, Inc., Articles of Merger
Parties to contract or instrument	Birmingham (WABM-TV) Licensee, Inc. AND SINCLAIR ACQUISITION IX, INC.
Date of execution	02/2002
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Articles of Merger

Description of contract or instrument	Contribution Agreement
Parties to contract or instrument	Sinclair Television Group, Inc., Sinclair Broadcast Group, Inc.

Date of execution	05/2003
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Contribution Agreement

Document Information	
Description of contract or instrument	Fourth Amended and Restated Security Agreement
Parties to contract or instrument	Lenders and Other Parties Thereto
Date of execution	04/2013
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Credit Agreement

Document Information

Description of contract or instrument	Sinclair Television Group, Inc., Bylaws
Parties to contract or instrument	Sinclair Television Group, Inc.
Date of execution	05/2003
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Bylaws

Document Information

Description of contract or instrument	Sinclair Broadcast Group, Inc., Bylaws
Parties to contract or instrument	Sinclair Broadcast Group, Inc.
Date of execution	03/2009
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Bylaws

Document Information

Description of contract or instrument	Sinclair Television Group, Inc., Articles of Incorporation
Parties to contract or instrument	State of Maryland
Date of execution	05/2003
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Articles of Incorporation

Description of contract or instrument	Second Amendment to the Sixth Amended and Restated Credit Agreement
Parties to contract or instrument	Sinclair Television Group, Inc., the guarantors party thereto, JP Morgan Chase Bank, N.A., as administrative agent, and the lenders and other parties thereto

Date of execution	07/2016
Date of expiration	01/2024
Agreement type (check all that apply)	Other Agreement Type: Credit Agreement

Document Information		
Description of contract or instrument Sinclair Acquisition IX, Inc., Bylaws		
Parties to contract or instrument	Shareholders	
Date of execution	11/1999	
Date of expiration	No expiration date	
Agreement typeOther(check all that apply)Agreement Type: Bylaws		

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	0003180684	
Entity Name	Birmingham (WABM-TV) Licensee, Inc	
Address	PO Box	
	Street 1	C/O Miles S. Mason, Pillsbury Winthrop Shaw Pittman LLP
	Street 2	1200 Seventeenth St., NW
	City	Washington
	State ("NA" if non-U.S. address)	DC
	Zip/Postal Code	20036
	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 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 broadcast stations that do not appear on this report?		No	

Ownership Information

FRN	0009302407			
Entity Name	Sinclair Acquisition IX, Inc.			
Address	PO Box			
	Street 1	C/O Miles S. Mason Pillsbury Winthrop Shaw Pittman LLP		
	Street 2	1200 Seventeenth St., NW		
	City	Washington	Washington	
	State ("NA" if non-U.S. address)	DC		
	Zip/Postal Code	20036		
	Country (if non-U.S. address)	United States		
Listing Type	Other Interest Holder			
Positional Interests (check all that apply)	Stockholder			
Tribal Nation or Tribal Entity	Interest holder is not a Tribal nation or Tribal entity			
Interest Percentages (enter percentage values from 0.0 to 100.0)	Voting	100.0%	Jointly Held? No	
	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		

Ownership Information

FRN	0019412915	
Name	Lucy Rutishauser	
Address	PO Box	
	Street 1	10706 Beaver Dam Road
	Street 2	

	City	Cockeysville	
	State ("NA" if non-U.S. address)	MD	
	Zip/Postal Code	21030	
	Country (if non-U.S. address)	United States	
Listing Type	Other Interest Holder		
Positional Interests (check all that apply)	Officer, Director		
Citizenship, Gender,	Citizenship	US	
Ethnicity, and Race Information (Natural	Gender	Female	
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	0.0%	
	Total assets (Equity Debt Plus)		
Does interest holder have an attributable interest in one or more broadcast stations that do not appear on this report?		Yes	

Ownership Information		
FRN	9990100944	
Name	Christopher Ripley	
Address	PO Box	
	Street 1	10706 Beaver Dam Road
	Street 2	
	City	Cockeysville
	State ("NA" if non-U.S. address)	MD
	Zip/Postal Code	21030
	Country (if non-U.S. address)	United States
Listing Type	Other Interest Holder	
Positional Interests (check all that apply)	Officer, Director	
Citizenship, Gender,	Citizenship	US
Ethnicity, and Race Information (Natural Persons Only)	Gender	Male
	Ethnicity	Not Hispanic or Latino
	Race	White

Ownership Information

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)		
Does interest holder have an attributable interest in one or more broadcast stations that do not appear on this report?			Yes

Ownership Information

FRN	9990061963	9990061963	
Name	Paul E. Nesterovsky		
Address	PO Box		
	Street 1	10706 Beaver Dam Road	
	Street 2		
	City	Cockeysville	
	State ("NA" if non-U.S. address)	MD	
	Zip/Postal Code	21030	
	Country (if non-U.S. address)	United States	
Listing Type	Other Interest Holder		
Positional Interests (check all that apply)	Officer		
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 from 0.0 to 100.0)	Voting	0.0%	Jointly Held? No
	Equity	0.0%	
	Total assets (Equity Debt Plus)		
Does interest holder have :	an attributable interest in one o	r more broadcast stations	Yes

(b) Respondent certifies that any interests, including equity, financial, or voting	Yes
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	
for each interest holder reported in response to this	
question. Please see the Instructions for detailed information	
and guidance concerning this requirement.	

(d) Are any of the individuals listed as an attributable interest holder in the Respondent married to each other No or related to each other as parentchild or as siblings?

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

(e) Is Respondent seeking an attribution exemption for any officer or director with duties wholly unrelated to the Licensee(s)?	No
If " <u>Yes</u> ," 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
org chart.pdf	Applicant	Ownership Chart	Ownership Chart

Section III - Certification

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: Secretary Exact Legal Title or Name of Respondent: Sinclair Television Group, Inc. Name: David B Amy Phone: 4105681500 03/02/2018