

#### (REFERENCE COPY - Not for submission)

FRN

Boulevard

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

 
 File Number:
 0000101624
 Submit Date:
 2020-01-29
 FRN:
 0004078598
Purpose: Commercial Broadcast Stations Biennial Ownership Report Status: Received Status Date: 01/30/2020 Filing Status: Active

# **Section I - General Information**

## 1. Respondent

# **Entity Name**

0004078598 Fo		Fort Myers Bro	Fort Myers Broadcasting Company			
Street Address	City (and Count address)	ry if non U.S.	State ("NA" if non-U.S. address)	Zip Code	Phone	Email
2824 Palm Beach	Fort Myers		FL	33916	+1 (239) 826- 6214	Mark. Gilson@fmbcmail. com

## 2. Contact Representative

Name	Organization
Joseph A. Belisle, III.	Belisle Law Firm PA

Street Address	City (and Country if non U.S. address)	State	Zip Code	Phone	Email
PO Box 970620	Miami	FL	33197	+1 (305) 978-7675	joe@belislelaw.com

# 3. Application Filing Fee

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

Application Type	Form Number	Fee Code	Quantity	Fee Amount	Subtotal
Biennial	Form 323	МАТ	1	95	\$70.00
		MAR	4	95	\$280.00
	- -	•	<u>~</u>	Total	\$350.00

# 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	10/01/2019				
	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
Fort Myers Broadcasting Company	0004078598

Fac. ID No.	Call Sign	City	State	Service
22093	WINK-TV	FORT MYERS	FL	DTV
22094	WINK-FM	FORT MYERS	FL	FM
28901	WTLQ-FM	PUNTA RASSA	FL	FM
48329	WAXA	PINE ISLAND CENTER	FL	AM
139116	W239CL	GOLDEN GATE	FL	FX
142783	W247CR	PINE ISLAND CENTER	FL	FX
160167	WNPL	GOLDEN GATE	FL	АМ

# 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.

Description of contract or instrument	Certificate of Incorporation
Parties to contract or instrument	Florida
Date of execution	07/1939
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Certificate of Incorporation

### **Document Information**

Description of contract or instrument	Certificate of Amendment of Certificate of Incorporation
Parties to contract or instrument	Florida
Date of execution	11/1972
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Certificate of Incorporation

#### **Document Information**

Description of contract or instrument	Shareholders Agreement	
Parties to contract or instrument	Fort Myers Broadcasting Company and Thomas Martin McBride	
Date of execution	12/1994	
Date of expiration	No expiration date	
Agreement type (check all that apply)	Other Agreement Type: Shareholders Agreement	

#### **Document Information**

Description of contract or instrument	Shareholders Agreement
Parties to contract or instrument	Fort Myers Broadcasting company and Edward McBride
Date of execution	12/1994
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Shareholders Agreement

# **Document Information**

Description of contract or instrument	Amended Bylaws	
Parties to contract or instrument	Fort Myers Broadcasting Company	
Date of execution	04/1996	
Date of expiration	No expiration date	
Agreement type (check all that apply)	Other Agreement Type: Bylaws	

#### **Document Information**

Description of contract or instrument	First Amendment to Shareholders Agreement

Parties to contract or instrument	Fort Myers Broadcasting Company, Thomas Martin McBride, Individually and Thomas Martin McBride, trustee of Thomas Martin McBride Trust
Date of execution	12/2002
Date of expiration	No expiration date
Agreement type (check all that apply)	Other Agreement Type: Shareholders Agreement

#### **Document Information**

Description of contract or instrument	Affiliation Agreement
Parties to contract or instrument	Fort Myers Broadcasting Company and CBS Corporation
Date of execution	01/2016
Date of expiration	12/2020
Agreement type (check all that apply)	Network Affiliation Agreement

#### **Document Information**

Description of contract or instrument	Services Agreement
Parties to contract or instrument	Fort Myers Broadcasting Company and Sun Broadcasting Inc.
Date of execution	07/2018
Date of expiration	12/2023
Agreement type (check all that apply)	Other Agreement Type: Services 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.

Ownership Information		
FRN 0004078598		
Entity Name	Fort Myers Broadcasting Company	

Address	PO Box		
	Street 1	2824 Palm Beach Boulevard	
	Street 2		
	City	Fort Myers	
	State ("NA" if non-U.S. address)	FL	
	Zip/Postal Code	33916	
	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? No
from 0.0 to 100.0)	Equity	0.0%	
	Total assets (Equity Debt Plus)	0.0%	
Does interest holder have that do not appear on this	an attributable interest in one o	r more broadcast stations	No

Ownership Information			
FRN	0019989300		
Entity Name	Fort Myers Broadcasting Company Arthur B. McBride Trust #1		
Address	PO Box		
	Street 1	2824 Palm Beach Boulevard	
	Street 2		
	City	Fort Myers	
	State ("NA" if non-U.S. address)FLZip/Postal Code33916		
	Country (if non-U.S. address)	United States	
Listing Type	Other Interest Holder		
<b>Positional Interests</b> (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	Voting	16.9%	Jointly Held? No
from 0.0 to 100.0)	Equity	16.9%	

	Total assets (Equity Debt Plus)	0.0%	
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	0019989318			
Entity Name	Fort Myers Broadcasting Con	Fort Myers Broadcasting Company Arthur B. McBride Trust #2		
Address	PO Box			
	Street 1	2824 Palm Beach Boulevard		
	Street 2			
	City	Fort Myers	Fort Myers	
	State ("NA" if non-U.S. address)	FL		
	Zip/Postal Code	33916		
	Country (if non-U.S. address)	United States		
Listing Type	Other Interest Holder			
Positional Interests (check all that apply)	Stockholder	Stockholder		
Tribal Nation or Tribal Entity	Interest holder is not a Tribal	Interest holder is not a Tribal nation or Tribal entity		
Interest Percentages (enter percentage values	Voting 16.9% Jointly Held? No		-	
from 0.0 to 100.0)	Equity	16.9%		
	Total assets (Equity Debt Plus)	0.0%		
Does interest holder have that do not appear on this	an attributable interest in one c report?	or more broadcast stations	No	

Ownership Information			
FRN	0019989326		
Entity Name	Fort Myers Broadcasting Com	pany Arthur B. McBride Trust #3	
Address	PO Box		
	Street 1	2824 Palm Beach Boulevard	
	Street 2		
	City	Fort Myers	
	State ("NA" if non-U.S. address)	FL	
	Zip/Postal Code	33916	
	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	Voting	16.9%	Jointly Held? No
from 0.0 to 100.0)	Equity	16.9%	
	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	0019989417		
Entity Name	Brian A McBride Revocable Trust		
Address	PO Box		
	Street 1	2824 Palm Beach Boulevard	
	Street 2		
	City	Fort Myers	
	State ("NA" if non-U.S. address)	FL	
	Zip/Postal Code	33916	
	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	Voting	3.3%	Jointly Held? No
from 0.0 to 100.0)	Equity	3.3%	
	Total assets (Equity Debt Plus)	0.0%	
Does interest holder have an attributable interest in one or more broadcast stations No			

that do not appear on this report?

Ownership Information		
FRN	0019989425	
Entity Name	Kathleen M. Plum Business Trust U/A DTD 7/24/04	
Address	PO Box	
	Street 1	2824 Palm Beach Boulevard

	Street 2		
	City	Fort Myers	
	State ("NA" if non-U.S. address)	FL	
	Zip/Postal Code	33916	
	Country (if non-U.S. address)	United States	
Listing Type	Other Interest Holder	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	Voting	2.0%	Jointly Held? No
from 0.0 to 100.0)	Equity	2.0%	
	Total assets (Equity Debt Plus)	0.0%	
Does interest holder have that do not appear on this	an attributable interest in one o	or more broadcast stations	No

FRN	0023107899		
Entity Name	Thomas Martin McBride Family Trust utd 11-20-2002		
Address	PO Box		
	Street 1	2824 Palm Beach Boulevard	
	Street 2		
	City	Fort Myers	
	State ("NA" if non-U.S. address)	FL	
	Zip/Postal Code	33916	
	Country (if non-U.S. address)	United States	
Listing Type	Other Interest Holder		
<b>Positional Interests</b> (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	Voting	6.7%	Jointly Held? No
from 0.0 to 100.0)	Equity	6.7%	
	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	0019989094		
Name	Brian A. McBride		
Address	PO Box		
	Street 1	2824 Palm Beach Boulevard	
	Street 2		
	City	Fort Myers	
	State ("NA" if non-U.S. address)	FL	
	Zip/Postal Code	33916	
	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	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	0.0%	
	Total assets (Equity Debt Plus)	0.0%	
Does interest holder have an attributable interest in one or more broadcast stations No that do not appear on this report?			No

FRN	0019989128	
Name	Maureen McBride	
Address	PO Box	
	Street 1	2824 Palm Beach Boulevard
	Street 2	
	City	Fort Myers
	State ("NA" if non-U.S. address)	FL
	Zip/Postal Code	33916

	Country (if non-U.S. address)	United States	
Listing Type	Other Interest Holder		
<b>Positional Interests</b> (check all that apply)	Officer, Director, Stockholder		
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	Voting	2.0%	Jointly Held? No
from 0.0 to 100.0)	Equity	2.0%	
	Total assets (Equity Debt Plus)	0.0%	
Does interest holder have an attributable interest in one or more broadcast stations			No

that do not appear on this report?

Ownership information			
FRN	0019989185		
Name	Edward McBride		
Address	PO Box		
	Street 1	2824 Palm Beach Boulevard	
	Street 2		
	City	Fort Myers	
	State ("NA" if non-U.S. address)	FL	
	Zip/Postal Code	33916	
	Country (if non-U.S. address)	United States	
Listing Type	Other Interest Holder		
<b>Positional Interests</b> (check all that apply)	Stockholder		
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	6.7%	Jointly Held? No
from 0.0 to 100.0)	Equity	6.7%	
	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	0023108491		
Entity Name	Rita M. McBride Irrevocable T /02/12	rust of 2012 fbo lineal desce	ndants of Brian A. McBride dtd 03
Address	PO Box		
	Street 1	2824 Palm Beach Bouleva	ard
	Street 2		
	City	Fort Myers	
	State ("NA" if non-U.S. address)	FL	
	Zip/Postal Code	33916	
	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	Voting	12.2%	Jointly Held? No
from 0.0 to 100.0)	Equity	12.2%	
	Total assets (Equity Debt Plus)	0.0%	

FRN	0023107956	
Entity Name	Rita M. McBride Irrevocable Trust of 2012 fbo lineal descendants of Kathleen M. Plum dtd 03 /02/12	
Address	PO Box	
	Street 1	2824 Palm Beach Boulevard
	Street 2	
	City	Fort Myers
	State ("NA" if non-U.S. address)	FL
	Zip/Postal Code	33916
	Country (if non-U.S. address)	United States
Listing Type	Other Interest Holder	

<b>Positional Interests</b> (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	8.2%	Jointly Held? No
	Equity	8.2%	
	Total assets (Equity Debt Plus)	0.0%	
Does interest holder have that do not appear on this	an attributable interest in one c report?	or more broadcast stations	No

FRN	0023108392		
Entity Name	Rita M. McBride Irrevocable Trust fbo lineal descendants of Maureen McBride dtd 03/02/12		
Address	PO Box		
	Street 1	2824 Palm Beach Boulevard	
	Street 2		
	City	Fort Myers	
	State ("NA" if non-U.S. address)	FL	
	Zip/Postal Code	33916	
	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	Voting 8.2% Jointly Held? No		
from 0.0 to 100.0)	Equity	8.2%	
	Total assets (Equity Debt Plus)	0.0%	
Does interest holder have an that do not appear on this re	n attributable interest in one o eport?	r more broadcast stations	No

FRN	0023139157		
Name	Rita M. McBride		
Address	PO Box		
	Street 1	2824 Palm Beach Boulevard	
	Street 2		

	City	Fort Myers		
	State ("NA" if non-U.S. address)	FL		
	Zip/Postal Code	33916		
	Country (if non-U.S. address)	United States		
Listing Type	Other Interest Holder			
<b>Positional Interests</b> (check all that apply)	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)	0.0%		
Does interest holder have that do not appear on this	an attributable interest in one or report?	or more broadcast stations	No	

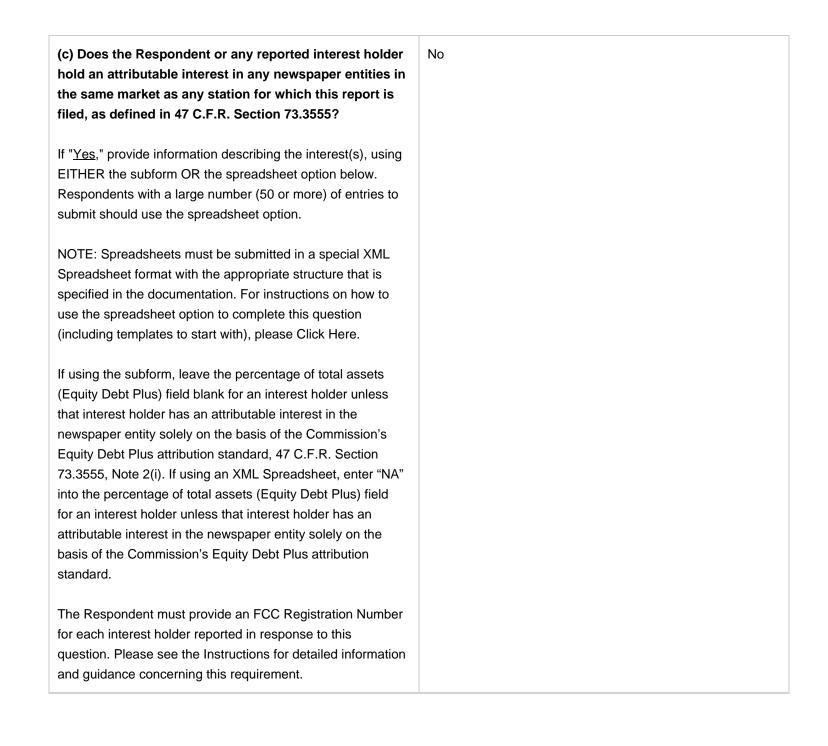
Ownership Information				
FRN	0019990613			
Name	Kathleen McBride Plum	Kathleen McBride Plum		
Address	PO Box			
	Street 1	2824 Palm Beach Boulevard		
	Street 2			
	City	Fort Myers		
	State ("NA" if non-U.S. FL address)			
	Zip/Postal Code	33916		
	Country (if non-U.S. address)	United States		
Listing Type	Other Interest Holder			
Positional Interests (check all that apply)	Officer, Director	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 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 that do not appear on this report?		more broadcast stations	No	

Ownership Information			
FRN	0021290309		
Name	Linda J. McBride		
Address	PO Box		
	Street 1	2824 Palm Beach Boulevard	
	Street 2		
	City	Fort Myers	
	State ("NA" if non-U.S. address)	FL	
	Zip/Postal Code 33916		
	Country (if non-U.S. address)	United States	
Listing Type	Other Interest Holder		
Positional Interests (check all that apply)	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)	0.0%	
Does interest holder have that do not appear on this	an attributable interest in one c report?	r more broadcast stations	No

Ownership Information				
FRN	0029117611			
Name	Mark W. Gilson			
Address	PO Box			
	Street 1	2824 Palm Beach Boulevard		
	Street 2			

	City	Fort Myers	
	State ("NA" if non-U.S. address)	FL	
	Zip/Postal Code	33916	
	Country (if non-U.S. address)	United States	
Listing Type	Other Interest Holder		
<b>Positional Interests</b> (check all that apply)	Officer		
Citizenship, Gender,	Citizenship	US	
Ethnicity, and Race Information (Natural Persons Only)	Gender	Male	
	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)	0.0%	
Does interest holder have that do not appear on this	an attributable interest in one o report?	r more broadcast stations	No
., .	at any interests, including equi his filing are non-attributable. an explanation.	ty, financial, or voting	Yes



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

Rita M McBride

Brian A McBride

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

Family Relationships		
FRN	0023139157	Name
FRN	0019989094	Name

Parent/Child

#### Family Relationships

Relationship

FRN	0019989128	Name	Maureen McBride
FRN	0019990613	Name	Kathleen McBride Plum
Relationship	Siblings		

#### **Family Relationships**

FRN	0023139157	Name	Rita M McBride
FRN	0019990613	Name	Kathleen McBride Plum
Relationship	Parent/Child		

Family Relationships			
FRN	0019989094	Name	Brian A McBride
FRN	0019990613	Name	Kathleen McBride Plum
Relationship	Siblings		

#### **Family Relationships**

FRN	0023139157	Name	Rita M McBride
FRN	0019989128	Name	Maureen McBride
Relationship	Parent/Child		

#### **Family Relationships**

FRN	0019989094	Name	Brian A McBride
FRN	0019989128	Name	Maureen McBride
Relationship	Siblings		

(e) Is Respondent seeking an attribution exemption for any officer or director withNoduties 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)

Certification

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
FMBC_Ownership_Chart.pdf	Applicant	Ownership Chart	Ownership Chart

### **Section III - 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>President</b> Exact Legal Title or Name of Respondent: <b>Fort</b> <b>Myers Broadcasting Company</b> Name: <b>Brian A McBride</b> Phone: <b>2393341111</b> 01/29/2020