Response



(REFERENCE COPY - Not for submission)

Assignments

Lead File Number: BALCDT-20170508AAY Submit Date: 05/08/2017 Lead Call Sign: KAVU-TV FRN: 0026531335 Service: Full Service Television Purpose: Assignment of Authorization Status: Granted Status Date: 05/12/2017 Filing Status: Active

General Information	Section	Question	Response
	Attachments	Are attachments (other than associated schedules) being filed with this application?	
Fees, Waivers,	Section	Question	Response
and Exemptions	Fees	Is the applicant exempt from FCC application Fees?	No
		Indicate reason for fee exemption:	
	Waivers	Does this filing request a waiver of the Commission's rule(s)?	
		Total number of rule sections involved in this waiver request:	

Assignments
Туре

Question	Response
Is this application a pro forma Assignment of Authorization?	Yes
By answering "Yes" the Applicant certifies that the use of short form pro forma application is appropriate for this transaction?	Yes
Is the Assignment Voluntary or Involuntary:	Voluntary

Authorizations to b

be Assigned	
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gns

Call Sign	Facility ID	File Number	Service	City, State
KAVU-TV	73101	BALCDT-20170508AAY	DTV	VICTORIA, TX
KVTX-LP	5842	BALDTL-20170508AAZ	LPD	VICTORIA, TX
KXTS-LD	31516	BALDTL-20170508ABA	LPD	VICTORIA, TX
KUNU-LD	57866	BALDTL-20170508ABB	LPD	VICTORIA, TX
KMOL-LD	128455	BALDTL-20170508ABC	LPD	VICTORIA, TX
KQZY-LP	127289	BALDTL-20170508ABD	LPD	VICTORIA, TX

Assignment Questions

Question

Were any of the authorizations that are the subject of this application obtained through the Commission's No competitive bidding procedures (see 47 C.F.R. Sections 1.2111(a) and 73.5000)?

Were any of the authorizations that are the subject of this application obtained through the Commission's point system for reserved channel noncommercial educational stations (see 47 C.F.R. Sections 73.7001 and 73.7003)?

Were any of the au	uthorizations that are the subject of this application obtained after award of a dispositive
-	ference using the Tribal Priority, through Threshold Qualifications procedures, or through the
Tribal Priority as a	pplied before the NCE fair distribution analysis set forth in 47 C.F.R. § 73.7002(b)?
Have all such station	ons operated for at least 4 years with a minimum operating schedule since grant?
Do both the assign	nor and assignee qualify for the Tribal Priority in all respects?
LPFM Licenses Or was granted?	nly: Has it been at least 18 months since the initial construction permit for the LPFM station
LPFM Licenses Or CFR Section 73.86	nly: Does the assignment of the LPFM authorization satisfy the consideration restrictions of 47 65(a)(1)?
	nly: Were any of the LPFM authorizations that are subject to this application obtained through point system for low power FM stations (see 47 CFR Section 73.872)?
If yes to question a	above, have all such LPFM stations operated for at least four years since grant pursuant to the tions – Y/N. If Yes, nothing further required. No requires attachment as follows)"If no to new

Assignor Information

Assignor Name, Type, and Contact Information

Assignor	Туре	Address	Phone	Email	FRN
SAGA BROADCASTING, LLC Assignor Doing Business As: SAGA BROADCASTING, LLC	Other	73 KERCHEVAL AVENUE GROSSE POINTE FARMS, MI 48236 United States	+1 (313) 886-7070	FCCLICENSES@SAGACOM. COM	0009112459

Assignor Contact Representatives (1)

Contact Name	Address	Phone	Email	Contact Type
GARY S. SMITHWICK,	5028 WISCONSIN	+1 (202) 363-	GSMITHWICK@FCCWORLD.	
ESQUIRE	AVENUE, N.W.	4560	COM	
SMITHWICK &	SUITE 301			
BELENDIUK, P.C.	WASHINGTON, DC 20016			

Assignor Legal Certifications

Section	Question	Response
Agreements for Sale /Transfer of Station	Assignor certifies that: (i) it has placed in Assignor's public inspection file(s) and submitted to the Commission as an Exhibit to this application copies of all agreements for the assignment /transfer of the station(s); (ii) these documents embody the complete and final understanding between Assignor and Assignee; and (iii) these agreements comply fully with the Commission's rules and policies	Yes
	If the transaction is involuntary, the Assignor certifies that court orders or other authorizing documents have been issued and that it has placed in the licensee's/permittee's public inspection file(s) and submitted to the Commission copies of such court orders or other authorizing documents.	

Other Authorizations	Please upload an attachment detailing the call signs, locations, and facility identifiers of all other broadcast stations in which assignor or any party to the application has an attributable interest.	
Character Issues	Assignor certifies that neither licensee/permittee nor any party to the application has or has had any interest in, or connection with: (a) any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or any party to the application or (b) any pending broadcast application in which character issues have been raised	Yes
Adverse Findings	Assignor certifies that, with respect to the Assignor and each party to the application, no adverse finding has been made, nor has an adverse final action been taken by any court or administrative body in a civil or criminal proceeding brought under the provisions of any law related to any of the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	Yes
Local Public Notice	Assignor certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580.	
Auction Authorization	Assignor certifies that more than five years have passed since the issuance of the construction permit for the station being assigned, where that permit was acquired in an auction through the use of a bidding credit or other special measure.	N/A
Anti-Discrimination Certification	Assignor certifies that neither licensee/permittee nor any party to the application have violated the Commission's prohibition against discrimination on the basis of race, color, religion, national origin or sex in the sale of commercially operated AM, FM, TV, Class A TV or international broadcast stations.	

Assignee Information

Assignee Name, Type, and Contact Information

Assignee	Туре	Address	Phone	Email	FRN
SAGA QUAD STATES COMMUNICATIONS, LLC Assignee Doing Business As: SAGA QUAD STATES COMMUNICATIONS, LLC	Other	73 KERCHEVAL AVENUE GROSSE POINTE FARMS, MI 48236 United States	+1 (313) 886- 7070	FCCLICENSES@SAGACOM. COM	0009108051

Section	Question	Response	File Number
Radio Station Applicants Only	If the station(s) being assigned is noncommercial educational or LPFM, the Assignee certifies that the Commission had previously granted a broadcast application, identified here by file number, that found this Assignee qualified as a noncommercial educational entity with a qualifying educational program, and that the Assignee will use the station(s) to advance a program similar to that the Commission has found qualifying in the Assignee's previous application.		

Assignee Contact Representatives (1)	Contact Name GARY S. SMITHWICK, ESQUIRE SMITHWICK & BELENDIUK, P.C.	Address 5028 WISCONSIN AVENUE, N.W SUITE 301 20016, DC 20016	Phone +1 (202) 363- 4560	Email GSMITHWICK@F COM	Contact Type
Changes in Interest (0)	Party Name Citizenship	Address Phone Email	Interest Before As	ssignment Inter	est After Assignment
Changes in Interest Certification	Question Applicant certifies that equity	/ and financial interests not se	t forth by the assigned	e are nonattributable.	Response Yes
Parties to the Application (0)	Party Name Citiz	enship Address	Phone Empty	Email Positior	nal Interest
Parties to the Application Certification	Question Applicant certifies that equity	/ and financial interests not set	forth by the assigned	e are nonattributable.	Response
Assignee Legal	Section	Question		Res	ponse
Certifications	Agreements for Sale	Assignee certifies that: (a) the written agreements inspection file and submitt complete and final agreem station(s); and (b) these agreements com rules and policies.	ed to the Commission nent for the sale or tra	n embody the ansfer of the	
	Other AuthorizationsPlease upload an attachment detailing the call signs, locations, and facility identifiers of all other broadcast stations in which Assignee or any party to the application has an attributable interest.			adcast	
	Multiple Ownership	Is the assignee or any par an attributable radio joint s radio or television time bro (s) subject to this applicati same market as the statio	sales agreement or an ekerage agreement w on or with any other s	n attributable ith the station station in the	
		Assignee certifies that the with the Commission's mu			
		Assignee certifies that the (1) does not present an iss policies relating to media i members; (2) complies with the Com ownership interests; and (3) complies with the Com the insulation and nonpart and creditors.	sue under the Commi nterests of immediate mission's policies rela mission's restrictions	ssion's family ating to future relating to	

	Does the Assignee claim status as an "eligible entity," that is, an entity that qualifies as a small business under the Small Business Administration's size standards for its industry grouping (as set forth in 13 C.F.R. § 121-201), and holds (1) 30 percent or more of the stock or partnership interests and more than 50 percent of the voting power of the corporation or partnership that will own the media outlet; or (2) 15 percent or more of the stock or partnership interests and more than 50 percent of the voting power of the corporation or partnership that will own the media outlet, provided that no other person or entity owns or controls more than 25 percent of the outstanding stock or partnership interests; or (3) More than 50 percent of the voting power of the corporation that will own the media outlet (if such corporation is a publicly traded company)?	N/A
	Does this assignment include a grandfathered cluster of stations?	N/A
	Applicant certifies that it will come in compliance by divesting the necessary station(s) within 12 months of the consummation of this transaction to:	
	A) An Eligible Entity (as defined in Item 6d, above).	
	B) An Irrevocable Trust that will assign the station(s) to an Eligible Entity.	
	NCE Diversity of Ownership Points. Does the assignee or any party to the application have an attributable interest in an NCE FM or NCE TV station received through the award of "diversity of ownership" points in the point system analysis?	N/A
	If 'Yes,' the assignee certifies that (1) its attributable NCE FM or NCE TV station has been on the air for at least four years; and/or (2) none of the proposed assigned stations overlap the principal community contour of the NCE FM or NCE TV station received through the award of diversity points in the point system analysis (see 47 CFR Section 73.7005(c)).	
Acquisition of Control	Please upload an attachment listing the file number and date of grant of FCC Form 301, 314, or 315 application by which the Commission approved the qualifications of the individual or entity with a pre-existing interest in the licensee/permittee that is now acquiring control of the licensee/permittee as a result of the grant of this application.	N/A
Character Issues	Assignee certifies that neither assignee nor any party to the application has or has had any interest in, or connection with: (a) any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or any party to the application; or (b) any pending broadcast application in which character issues have been raised.	Yes

Adverse Findings	Assignee certifies that, with respect to the assignee and each party to the application, no adverse finding has been made, nor has an adverse final action been taken by any court or administrative body in a civil or criminal proceeding brought under the provisions of any law related to any of the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	Yes
Financial Qualifications	Assignee certifies that sufficient net liquid assets are on hand or are available from committed sources to consummate the transaction and operate the station(s) for three months.	
Program Service Certification	Assignee certifies that it is cognizant of and will comply with its obligations as a Commission licensee to present a program service responsive to the issues of public concern facing the station's community of license and service area.	
Auction Authorization	Assignee certifies that where less than five years have passed since the issuance of the construction permit and the permit had been acquired in an auction through the use of a bidding credit or other special measure, it would qualify for such credit or other special measure.	
Equal Employment Opportunity (EEO)	If the applicant proposes to employ five or more full-time employees, applicant certifies that it is filing simultaneously with this application a Model EEO Program Report on FCC Form 396-A.	

Assignee Alien Ownership

Question	Response
 Is the applicant a foreign government or the representative of any foreign government as specified in Section 310(a) of the Communications Act? 	
2) Is the applicant an alien or the representative of an alien? (Section 310(b)(1))	
3) Is the applicant a corporation, or non-corporate entity, that is organized under the laws of any foreign government? (Section 310(b)(2))	
4) Is the applicant an entity of which more than one-fifth of the capital stock, or other equity or voting interest, is owned of record or voted by aliens or their representatives or by a foreign government or representative thereof or by any entity organized under the laws of a foreign country? (Section 310(b)(3))	
5) Is the applicant directly or indirectly controlled by any other entity of which more than one-fourth of the capital stock, or other equity or voting interest, is owned of record or voted by aliens, their representatives, or by a foreign government or representative thereof, or by any entity organized under the laws of a foreign country? (Section 310(b)(4))	
6) Has the applicant received a declaratory ruling(s) under Section 310(b)(4) of the Communications Act?	
6a) Enter the citation of the applicable declaratory ruling by DA/FCC number, FCC Record citation, release date, or any other identifying information.	
7) Has there been any change in the applicant's foreign ownership since issuance of the declaratory ruling(s) cited in response to Question 6?	
8) Does the applicant certify that it is in compliance with the terms and conditions of the foreign ownership declaratory ruling(s) cited in response to Question 6?	
9) In connection with this application, is the applicant filing a foreign ownership Petition for Declaratory Ruling pursuant to Section 310(b)(4) of the Communications Act?	
	1

Certification	General Certification Statements	Assignee certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Assignee further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinentstandards and criteria set forth in the application instructions and worksheets.	
		The Assignee certifies that neither the Assignee nor any other party to the application is subject to a denial of Federal benefits pursuant to §5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862, because of a conviction for possession or distribution of a controlled substance. This certification does not apply to applications filed in services exempted under §1.2002(c) of the rules, 47 CFR . See §1. 2002(b) of the rules, 47 CFR § 1.2002(b), for the definition of "party to the application" as used in this certification § 1.2002 (c). The Assignee certifies that all statements made in this application and in the exhibits, attachments, or documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.	
	Authorized Party to Sign	 FAILURE TO SIGN THIS APPLICATION MAY RESULT IN DISMISSAL OF THE APPLICATION AND FORFEITURE OF ANY FEES PAID Upon grant of this application, the Authorization Holder may be subject to certain construction or coverage requirements. Failure to meet the construction or coverage requirements will result in automatic cancellation of the Authorization. Consult appropriate FCC regulations to determine the construction or coverage requirements that apply to the type of Authorization requested in this application. WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND /OR IMPRISONMENT (U.S. Code, Title 18, §1001) AND/OR REVOCATION OF ANY STATION AUTHORIZATION (U.S. Code, Title 47, §312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, §503). I certify that this application includes all required and 	
		relevant attachments. I declare, under penalty of perjury, that I am an authorized representative of the above-named applicant for the Authorization(s) specified above.	SAMUEL D. BUSH <i>TREASURER</i> 05/08/2017

Assignor Certification	Section	Question	Response
	General Certification Statements	Assignor certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Assignor further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinentstandards and criteria set forth in the application instructions and worksheets.	

	The Assignor certifies that neither the Assignor nor any other party to the application is subject to a denial of Federal benefits pursuant to §5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862, because of a conviction for possession or distribution of a controlled substance. This certification does not apply to applications filed in services exempted under §1.2002(c) of the rules, 47 CFR . See §1. 2002(b) of the rules, 47 CFR § 1.2002(b), for the definition of "party to the application" as used in this certification § 1.2002 (c). The Assignor certifies that all statements made in this application and in the exhibits, attachments, or documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.	
Authorized Party to Sign	 FAILURE TO SIGN THIS APPLICATION MAY RESULT IN DISMISSAL OF THE APPLICATION AND FORFEITURE OF ANY FEES PAID Upon grant of this application, the Authorization Holder may be subject to certain construction or coverage requirements. Failure to meet the construction or coverage requirements will result in automatic cancellation of the Authorization. Consult appropriate FCC regulations to determine the construction or coverage requirements that apply to the type of Authorization requested in this application. WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND /OR IMPRISONMENT (U.S. Code, Title 18, §1001) AND/OR REVOCATION OF ANY STATION AUTHORIZATION (U.S. Code, Title 47, §312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, §503). 	
	I certify that this application includes all required and relevant attachments.	
	I declare, under penalty of perjury, that I am an authorized representative of the above-named applicant for the Authorization(s) specified above.	SAMUEL D. BUSH TREASURER 05/08/2017

Attachments	File Name	Uploaded By	Attachment Type	Description	Upload Status
	<u>1755463_1449223.</u> <u>txt</u>	Applicant	All Purpose	EXPEDITED PROCESSING REQUESTED	Done with Virus Scan and/or Conversion
	<u>1755463_1449224.</u> <u>txt</u>	Applicant	All Purpose	FORM 316 IS APPROPRIATE FOR THIS TRANSACTION	Done with Virus Scan and/or Conversion
	<u>1755463_1449225.</u> <u>txt</u>	Applicant	All Purpose	EXPLANATION OF RESPONSE	Done with Virus Scan and/or Conversion
	<u>1755463_1449226.</u> <u>txt</u>	Applicant	All Purpose	EXPLANATION OF RESPONSE	Done with Virus Scan and/or Conversion
	<u>1755463_1449227.</u> <u>txt</u>	Applicant	All Purpose	CHANGES IN INTERESTS	Done with Virus Scan and/or Conversion
	<u>1755463 1449228.</u> <u>txt</u>	Applicant	All Purpose	ATTRIBUTABLE INTERESTS	Done with Virus Scan and/or Conversion
	<u>1755463_28300284.</u> pdf	Applicant	All Purpose	Attributable Interests	Done with Virus Scan and/or Conversion