

Authorizations to be Assigned

(REFERENCE COPY - Not for submission)

Assignments

Lead File Number: BAPL-20070905ABG Submit Date: 09/05/2007 Service: Low Power FM Purpose: Assignment of Authorization Filing Status: Inactive

Lead Call Sign: WVVY-LP Status: Superceded

Does this filing request a waiver of the Commission's rule(s)?

Total number of rule sections involved in this waiver request:

FRN: 0019573492

Status Date: 10/18/2007

General	Section	Question	Response
Information	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?	Yes
		Indicate reason for fee exemption:	

Assignments Type	Question	Response
	Is this application a pro forma Assignment of Authorization?	No
	By answering "Yes" the Applicant certifies that the use of short form pro forma application is appropriate for this transaction?	
	Is the Assignment Voluntary or Involuntary:	

Selected Call Signs

Waivers

Facility ID Call Sign **File Number** Service City, State WVVY-LP 135357 BAPL-20070905ABG FL TISBURY, MA

Assignment Questions	Question	Response
	Were any of the authorizations that are the subject of this application obtained through the Commission's competitive bidding procedures (see 47 C.F.R. Sections 1.2111(a) and 73.5000)?	No
	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)?	No
	Have all such stations operated for at least 4 years with a minimum operating schedule since grant pursuant to the point system?	
	Were any of the authorizations that are the subject of this application obtained after award of a dispositive Section 307(b) preference using the Tribal Priority, through Threshold Qualifications procedures, or through the Tribal Priority as applied before the NCE fair distribution analysis set forth in 47 C.F.R. § 73.7002(b)?	
	Have all such stations operated for at least 4 years with a minimum operating schedule since grant?	
	Do both the assignor and assignee qualify for the Tribal Priority in all respects?	

LPFM Licenses Only: Has it been at least 18 months since the initial construction permit for the LPFM station was granted?

LPFM Licenses Only: Does the assignment of the LPFM authorization satisfy the consideration restrictions of 47 CFR Section 73.865(a)(1)?

LPFM Licenses Only: Were any of the LPFM authorizations that are subject to this application obtained through the Commission's point system for low power FM stations (see 47 CFR Section 73.872)?

If yes to question above, have all such LPFM stations operated for at least four years since grant pursuant to the point system?" (options – Y/N. If Yes, nothing further required. No requires attachment as follows)"If no to new sub question, list pertinent authorizations in an Exhibit and include in the Exhibit a showing that the transaction is consistent with the requirements of 47 CFR Section 73.865(a)(3).

Assignor Information

Assignor Name, Type, and Contact Information

Assignor	Туре	Address	Phone	Email FRN
THE DRUM WORKSHOP, INC. Assignor Doing Business As: THE DRUM WORKSHOP, INC.	Other	P.O. BOX 1318 WEST TISBURY, MA 02575 United States	+1 (508) 627- 3786	0012241188

Assignor Contact Representatives (1)

Assignor Legal Certifications

Contact Name	Address	Phone	Email	Contact Type
JOHN CRIGLER, ESQ. GARVEY SCHUBERT BARER	1000 POTOMAC STREET, NW, FIFTH FLOOR THE FLOUR MILL BUILDING WASHINGTON, DC 20007	+1 (202) 965- 7880	JCRIGLER@GSBLAW. COM	

Section Question Response Agreements for Sale Assignor certifies that: No /Transfer of Station (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 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, N/A 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.	Yes
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
MARTHA'S VINEYARD COMMUNITY RADIO, INC.	Other	P.O. BOX 1318	+1 (508)	0012241188
Assignee		WEST TISBURY,	560-1186	
Doing Business As: MARTHA'S VINEYARD		MA 02575		
COMMUNITY RADIO, INC.		United States		

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	Contact Name	Address	Phone	Email	Contact Type
(1)					

	JAMES E. DU GARVEY SCH BARER		NW SUITE 5	00 00 IGTON, D		+1 (202) 298- 2534	JDUNSTA COM	N@GSBLAW.	
Changes in	Party Name	Citizenship	Address	Phone	Email	Interest Before	e Assignment	Interest After As	signment
Interest (0)						Empty			
Changes in	Question								Response
Interest Certification	Applicant certi	fies that equity	and financia	al interests	s not set i	forth by the assig	gnee are nonattri	butable.	Yes
Parties to the	Party Name	Citize	nship	Add	ress	Phone	Email	Positional Interest	
Application (0)						Empty			
Parties to the Application Certification	Question Applicant certi	fies that equity	and financia	al interests	s not set	forth by the assig	gnee are nonattri	butable.	Response
Assignee Legal Certifications	Section		Question	ı				Response	
Certifications	Agreements f	for Sale	 (a) the w inspection complete station(s) (b) these 	on file and e and final); and	eements i submitte agreeme	in the Assignee's d to the Commis ent for the sale o ly fully with the C	sion embody the r transfer of the	No	
	Other Author	izations	locations stations i	, and facil	lity identil ssignee	nt detailing the c iers of all other b or any party to th	proadcast	N/A	
	Broadcast In Program	cubator	or a 'rew	•	er reques	t under the Com	ubation proposal mission's		
	Multiple Own	ership	an attribu radio or t (s) subje	utable rad television ct to this a	io joint sa time brok applicatio	-	or an attributable nt with the statior er station in the		
					•	proposed assignr iple ownership ru	•	Yes	

	 Assignee certifies that the proposed assignment: (1) does not present an issue under the Commission's policies relating to media interests of immediate family members; (2) complies with the Commission's policies relating to future ownership interests; and (3) complies with the Commission's restrictions relating to the insulation and nonparticipation of non-party investors and creditors. 	Yes
	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.	

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.	Yes
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.	Yes
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.	N/A
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.	N/A
LPFM Assignees Only:	Assignee certifies that: (i) The assignee's local chapter or branch is physically headquartered or has a campus within 10 miles of the proposed transmitting site for applicants in the top 50 urban markets or within 20 miles of the proposed transmitting site for applicants outside the top 50 urban markets; and/or (ii) 75% of the assignee's board members reside within 10 miles of the proposed transmitting site for applicants in the top 50 urban markets or within 20 miles of the proposed transmitting site for applicants outside the top 50 urban markets.	
	Assignee certifies that neither the assignee nor any parties to the application have any other broadcast interests.	
	Assignee certifies that the consideration promised or received does not exceed the legitimate and prudent expenses of the Assignor.	

Alien)	Question			
	 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))			

Assignee Alien Ownership

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 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))	st, is
5) Is the applicant directly or indirectly controlled by any other entity of which more than one-fourth of the castock, or other equity or voting interest, is owned of record or voted by aliens, their representatives, or by foreign government or representative thereof, or by any entity organized under the laws of a foreign cour (Section 310(b)(4))	/a
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 or any other identifying information.	date,
7) Has there been any change in the applicant's foreign ownership since issuance of the declaratory ruling cited in response to Question 6?	s)
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 Ruli pursuant to Section 310(b)(4) of the Communications Act?	ng

Assignee	
Certification	

Section	Question	Response	
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	MARIA DANIELSON
	representative of the above-named applicant for the	PRESIDENT
	Authorization(s) specified above.	
		08/03/2007

Assignor	Section	Question	Response
Certification	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.	
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	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	RICHARD BAUSMAN
	representative of the above-named applicant for the	PRESIDENT
	Authorization(s) specified above.	
		09/04/2007

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