# (REFERENCE COPY - Not for submission) Transfers

Lead File Number: BTCDTT-20160210ADQ | Submit Date: 02/10/2016 | Lead Call Sign: K28PS-D | FRN: 0019509470

Service: Low Power Digital TV | Purpose: Transfer of Control Amendment | Status: Granted | Status Date:

01/11/2017 | Filing Status: Active

General
Information

	Section	Question	Response
	Attachments	Are attachments (other than associated schedules) being filed with this application?	
	Section	Question	Response
	Waivers, E <b>xem</b> ptions	Is the applicant exempt from FCC application Fees? Indicate reason for fee exemption:	Yes
	Waivers	Does this filing request a waiver of the Commission's rule (s)?	
	waivers	Total number of rule sections involved in this waiver request:	

### **Transfer Type**

Question

Is this application a pro forma Transfer of Control?

No

Response

No

No

By answering "Yes" the Applicant certifies that the use of short form pro forma application is appropriate for this transaction?

Is the Transfer Voluntary or Involuntary:

#### **Selected Call Signs**

#### Authorizations to be Transferred

Call Sign Facility ID	File Number	Service	City, State
K38MI-D 32313	BTCDTT-20160210ADO	LPD	RUIDOSO, NM

Question
Transfer
were any of the authorizations that are the subject of this application obtained through the Commission's Questions etitive 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)?

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 transferor and transferee 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).

Licensee/Permittee Name, Type, and Contact Information

# Licensee /Permittee Information

Licensee/Permittee	Address	Phone	Email FRN
LIN OF NEW MEXICO, LLC	333 EAST FRANKLIN STREET		
Applicant		+1 (202) 663-	0013921911
Doing Business As: LIN OF NEW MEXICO,	RICHMOND, VA 23219	8000	
LLC	United States		

Licensee /Permittee	Contact Name		Address		Phone	Email		Contact Type
Contact Representatives (1)	SCOTT R. FLICK PILLSBURY WINTHROI PITTMAN LLP	P SHAW	WASHINGTO	7	+1 (202) 663-8000	SCOTT FLICK( COM	@PILLSBU	RYLAW.
		0 4	20036				D	
Licensee /Permittee Legal Certifications	Agreements for Transfer Control of Station	(i) it had to the Copies (ii) these understation (iii) the	ee/Permittee cers placed its pub Commission as a cof all agreements er documents er anding between se agreements cassion's rules and	lic inspection Exhibit to the transferor the transferor comply fully	o this applicat ansfer of the s complete and f and Transfer	ion tation(s); inal	No	
	Other Authorizations	location stations	upload an attach ns, and facility i in which Licen tion has an attri	dentifiers o see/Permitt	f all other bro tee or any part	adcast		
	Character Issues	/permitt any inte (a) any characte adverse applicat (b) any issues h	pending broadd have been raised	y to the appection with cation in an eft unresolve pplicant or east applicant	olication has o : ay proceeding red or were res any party to the tion in which	where solved ne character	Yes	
	Adverse Findings	License adverse action be a civil of provision felony; compet	ee/Permittee cer ee/Permittee and finding has been been taken by an or criminal proc ons of any law r mass media-rel ition; fraudulen mental unit; or o	deach party en made, no ny court or a eeding brou elated to an ated antitru t statements	to the applica or has an adve- administrative aght under the ay of the follow st or unfair s to another	ation, no rse final e body in	Yes	
	<b>Local Public Notice</b>		ee/Permittee cer e public notice 1 ).				Yes	
	Auction Authorization	have pa for the s acquire or other	re/Permittee cerussed since the instation being as d in an auction respectively.	ssuance of t signed, who through the re.	the construction are that permit are of a bidd	on permit t was ing credit	N/A	
	Anti-Discrimination Certification	/permitt the Con the basi the sale	tee/Permittee cer tee nor any part nmission's proh as of race, color, of commercial nternational bro	y to the app ibition agai , religion, n ly operated	olication have nst discrimina ational origin AM, FM, TV	violated ation on or sex in		
Transferor	Transferor Name, Type,	and Con	tact Informatio	on			I	
Information	Transferor			Type Ad	ldress	F	hone	Email FRN
	SHAREHOLDERS OF MINC.  Assignor  Doing Business As: SHARMEDIA GENERAL, INC.	REHOLD	,	ST Other RI	3 EAST FRA REET CHMOND, V 219	+	·1 (202) 63-8000	0013921911
Transferor	Contact Name		Address		Phone	Email		Contact
Contact Representatives (1)	SCOTT R. FLICK		1200 SEVEN' STREET, NW					Туре

PILLSBURY WINTHROP SHAW

+1 (202) PITTMAN LLP SCOTT.

WASHINGTON, DC 20036 663-8000 FLICK@PILLSBURYLAW.

COM

Transferor	
Legal	
Certifications	

ection	Question	Response
Agreements for Fransfer Control of Station	Transferor certifies that:  (i) it has placed in Transferor'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 Transferor and Transferee; and (iii) these agreements comply fully with the Commission's rules and policies	
	If the transaction is involuntary, the Transferor 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.	
Character Issues	Transferor certifies that neither transferor 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	
Adverse Findings	Transferor certifies that, with respect to the Transferor 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 mediarelated antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	
Local Public Notice	Transferor certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580.	
Auction Authorization	Transferor 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.	
Anti-Discrimination Certification	Transferor 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.	

#### **Transferee Information**

### **Transferee Name, Type, and Contact Information**

Information	Transferee	Тур	oe Address		Phone	Email FRN
	NEXSTAR MEDIA G	GROUP, INC.	545 E. JOHN O	CARPENTER		
	Assignee	Oth	<sup>er</sup> SUITE 700		+1 (972) 373- 8800	
	Doing Business As: NEXSTAR MEDIA GROUP, INC.		IRVING, TX 75062			
Transferee	Contact Name	Address	Phone	Email		Contact Type
Contact Representatives (1)	GREGORY L. MASTERS	1776 K STREET, N.W. WASHINGTON, DC	+1 (202) 719- 7370	GMASTERS@ COM	WILEYREIN.	
	WILEY REIN LLP	20006	7370	CO111		

Party Name Citizenship Address Phone Email Interest Before Transfer Interest After Transfer

## Changes in

Interest (0) **Empty** 

> Question
> Changes in
> Applicant certifies that equity and financial interests not set forth by the transferee are nonattributable. Yes
> Interest
> Party Name Citizenship Address Phone Email Positional Interest
> Parties to the Response

Application (D)npty

### Parties to the **Application** Certification

Response Question

Applicant certifies that equ	uity and financial interests not set forth by the transferee are	nonattributable.
Section	Question	Response
Fransferee Legal Certifications Agreements for Sale	Transferee certifies that:  (a) the written agreements in the Transferee's public inspection file and submitted to the Commission embody the complete and final agreement for the sale or transfer of the station(s); and  (b) these agreements comply fully with the Commission's rules and policies.	No
Other Authorizations	Please upload an attachment detailing the call signs, locations, and facility identifiers of all other broadcast stations in which Transferee or any party to the application has an attributable interest.	
Broadcast Incubator Program	Is the proposed facility the subject of an incubation proposal or a 'reward' waiver request under the Commission's Broadcast Incubator Program?	
Multiple Ownership	Is the Transferee or any party to the application the holder of an attributable radio joint sales agreement or an attributable radio or television time brokerage agreement with the station(s) subject to this application or with any other station in the same market as the station(s) subject to this application?	No
	Transferee certifies that the proposed assignment complies with the Commission's multiple ownership rules.  Transferee certifies that the proposed assignment:  (1) does not present an issue under the Commission's	Yes
	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 Transferee 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)?  Does this transfer include a grandfathered cluster of stations?  Applicant certifies that it will come in compliance by divesting the necessary station(s) within 12 months of the consummation of this transaction to:	
	<ul><li>A) An Eligible Entity (as defined in Item 6d, above).</li><li>B) An Irrevocable Trust that will assign the station(s) to an Eligible Entity.</li></ul>	
	Please upload an attachment listing the file number and date of grant of FCC Form 301, 314, or 315 application	

Acquisition of Control	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	Transferee certifies that neither transferee 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	Transferee certifies that, with respect to the transferee 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 mediarelated antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	Yes
Financial Qualifications	Transferee 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	Transferee 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	Transferee 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.	

### Tranferee Alien Ownership

**Question** Response

- 1) 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?

Licensee
/Permittee
Certification

rtuing pursuant to		
Section	Question	Response
	Licensee/Permittee certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Licensee /Permittee further certifies that where it has made an affirmative certification below, this certification	

constitutes its representation that the application satisfies

## General Certification Statements

each of the pertinent standards and criteria set forth in the application instructions and worksheets.

The Licensee/Permittee certifies that neither the Licensee /Permittee 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 Licensee/Permittee 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.

# 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.

## Authorized Party to Sign

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.

#### Transferee Certification

#### Section Question

Transferee certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Transferee further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.

#### **General Certification Statements**

The Transferee certifies that neither the Transferee 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 Transferee 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.

FAILURE TO SIGN THIS APPLICATION MAY RESULT IN DISMISSAL OF THE APPLICATION AND FORFEITURE OF ANY FEES PAID

### Response

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I declare, under penalty of perjury, that I am an authorized representative of the above-named applicant for the Authorization(s) specified above.

PERRY SOOK CHIEF EXECUTIVE OFFICER

10/17/2016

Response

#### Transferor Certification

#### Question

Transferor certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Transferor further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.

# General Certification Statements

**Section** 

The Transferor certifies that neither the Transferor 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 Transferor 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.

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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.

ANDREW C. CARINGTON VP, GC, AND SECRETARY

10/17/2016

Information not provided.

### **Attachments**