

BEFORE THE  
**Federal Communications Commission**  
WASHINGTON, D. C. 20554

In re Application of )  
)  
**NORTHWEST ROCK 'N' ROLL** ) File No. 0000115909  
**PRESERVATION SOCIETY** ) Facility ID # 150021  
K266BM, Olympia, Washington )  
)  
For License to Cover )  
Construction Permit )  
File No. BMPFT-20190618ABI )

TO: Honorable Marlene H. Dortch  
Secretary of the Commission

ATTN: Chief, Audio Division, Media Bureau

**INFORMAL OBJECTION**

Bustos Media Holdings, LLC ("Bustos"), licensee of AM Broadcast Station KMIA, Auburn-Federal Way, Washington, and applicant for a construction permit for a new FM Translator Station on 101.1 MHz at Auburn, Washington to rebroadcast station KMIA (File No. BNPFT-20180418ABI), by its attorney, and pursuant to 47 C.F.R. §73.3587, hereby respectfully submits this Informal Objection against the above-captioned application filed by Northwest Rock 'N' Roll Preservation Society ("NWR"), licensee of FM Translator Station K266BM, 101.1 MHz, Olympia, Washington. In support whereof, the following is shown:

1. NWR was granted a construction permit on February 25, 2020 (Exhibit A) to serve as a 250 watt fill-in translator for AM Broadcast Station KGTK, 920 kHz, Olympia, Washington, which is licensed to KITZ Radio, Inc. ("KITZ"). So far as we know, none of the directors of NWR, formerly a Washington non-profit corporation which was administratively dissolved on January 3, 2020 (Exhibit B), are stockholders, officers or directors in KITZ.

2. It turns out that NWR has made material misrepresentations to the FCC in both File No. BMPFT-20190618ABI (Exhibit C) and in the above-captioned covering license application (Exhibit D) as to the broadcast station to be rebroadcast by K266BM. Contrary to these written representations, NWR does not use K266BM to retransmit KGTK(AM), a station in which NWR's principals do not have any economic stake. Rather, K266BM currently, openly and notoriously retransmits the signal of Low Power FM Station KGHO-LP, 99.9 MHz, Hoquiam, Washington. KGHO-LP is licensed to an entity called Grays Harbor LP FM (GHLP).

3. NWR is controlled by Brian Spencer of 2707 Judd Street, SE, Lacey, Washington 98503. GHLP appears to be controlled by John Spencer, also of 2707 Judd Street, SE, Lacey, Washington 98503. Brian and John Spencer own the residence at that location (see Exhibit E, the result of a search on the

Thurston County, Washington Assessor's Office website). In fact, according to a pleading filed with the FCC on December 7, 2018 by Bicoastal Media Licenses IV, LLC ("Bicoastal"), Brian Spencer and John Spencer both share the same postal box, P. O. Box 5672, Lacey, Washington. It appears that Brian Spencer and John Spencer may be related; as co-owners of the Judd Street residence, they certainly are business associates. Lacey is adjacent to Olympia, the capital of Washington and the seat of Thurston County.

4. KGTK broadcasts a news/talk format. KGHO-LP broadcasts an "oldies" format featuring popular music predominantly from the 1960s, 1970s and 1980s. KGHO-LP is part of a "network" that includes K266BM and K281CI, 104.1 MHz, Tacoma, Washington, also licensed to NWR. KGHO-LP operates with 100 watts of effective radiated power and antenna 3 meters above average terrain from a transmitter site 33.76 airline miles (54.34 km) west of K266BM's transmitter site.

5. While we cannot convert audio files to PDF format, the undersigned has uploaded to his youtube.com account videos containing audio files recorded on June 11, 2020 by the staff at Bicoastal's KELA(AM), Centralia-Chehalis, Washington. These demonstrate that K266BM, 101.1 MHz, Olympia, is rebroadcasting KGHO-LP rather than KGTK. The urls for these videos are as follows:

- Video #1 (between 0825 and 0833 local time),  
<https://www.youtube.com/watch?v=tUgqlv3FC4s>
- Video #2, a KGHO Olympia jingle (between 0825 and 0833 local time),  
<https://www.youtube.com/watch?v=SMF2IU2DaJM>
- Video #3, "One Oh One One Olympia" (between 0825 and 0833 local time),  
<https://www.youtube.com/watch?v=Sc3RW-2ETeE>
- Video #4, K266BM 9:00 am station identification,  
<https://www.youtube.com/watch?v=LTQk5eJgiW0>
- Video #5, K266BM 1:00 pm station identification,  
<https://www.youtube.com/watch?v=33GnJimfSKY>

To make these videos so that they could be uploaded and played by the public on youtube.com, the undersigned used a number of photos he took on visits to Olympia unrelated to this case (youtube.com will not play audio-only files).

6. The staff of KELA(AM) also provided the undersigned with an audio file of the 1:00 p.m. station identification on K266BM of October 14, 2019, which further demonstrates that K266BM rebroadcast KGHO-LP, and not KGTK(AM). See <https://www.youtube.com/watch?v=fY76QyEdAtw>

7. Further, we have found another youtube video, prepared by an unknown third-party, demonstrating a scan of available FM

stations in Olympia, Washington in the 2:00 p.m. hour of August 24, 2019. See <https://www.youtube.com/watch?v=OH0dvVeVlqM> . At 5:33 to 5:37 of this video, 101.1 MHz (K266BM) is playing the 1982 Huey Lewis and the News hit "Do You Believe in Love". These videos confirmed what the undersigned personally observed while in the Olympia, Shelton and Yelm areas of western Washington state on May 6, 2020: that K266BM was openly and notoriously rebroadcasting KGHO-LP.

8. NWR had two clear alternative motives to misrepresent its "primary station" in filing after filing at the FCC.

9. First, NWR had to represent that K266BM was a "fill-in" translator for KGTK(AM) to be able to apply for and receive an effective radiated power of 250 watts. Otherwise, pursuant to 47 C.F.R. §74.1235(b)(2) it would have been limited to an effective radiated power of 10 watts, since K266BM's height above average terrain is 655 meters according to FM Query (Exhibit F). Therefore, NWR had a lot to gain by illicitly claiming that K266BM would serve as a fill-in translator station for KGTK(AM), 920 kHz, Olympia; this has turned out to be a lie.

10. Second, NWR needed to keep the FCC in the dark about its clear violation of 47 C.F.R. §73.860, which prohibits the cross-ownership of an LPFM station and an FM Translator station which are more than 20 miles apart. 47 C.F.R. §74.1232(e) defines prohibited cross-interests impacting FM translator

stations as those between "interested and connected parties" which "extend to group owners, corporate parents, shareholders, officers, directors, employees, general and limited partners, family members and business associates". As it appears that Brian Spencer and John Spencer are either related or business associates (or both), NWR had a clear motive to not disclose the relationship of Brian Spencer and John Spencer to the FCC.

11. Therefore, K266BM is for all intents and purposes is a pirate radio station which does not operate in accordance with its license by failing to rebroadcast a permissible primary station and, by the above-captioned covering license application has represented to the FCC that is illegally operating at 250 watts in lieu of the 10 watts the FCC's rules call for. The K266BM license should be revoked forthwith pursuant to 47 U.S.C. §312(a)(2-3), which authorizes the FCC to revoke a license or construction permit where facts come to the attention of the FCC which, had the FCC known of such facts at the time the underlying application was pending, the FCC would have dismissed or denied such application. Furthermore, since it appears that K266BM has not operated pursuant to its license for over one year, since it has not rebroadcast KGTK, there is a substantial and material question as to whether K266BM's license has expired pursuant to 47 U.S.C. §312(g). ***Eagle Broadcasting Group, Ltd. v. FCC***, 563 F.3d 543 (D. C. Cir. 2009)

**Who Is NWR? Has It Undergone an  
Unauthorized Transfer of Control?**

12. NWR first applied for the construction permit that led to Station K266BM in 2003, with an auction application filed on March 17, 2003 and a "singleton" formal FCC Form 349 application filed on August 28, 2003, File No. BNPFT-20030828BGZ. This was granted on November 12, 2004. The station was constructed and licensed in 2005. See File No. BLFT-20050607AAF, granted September 6, 2005.

13. In Section II, question 2 of its original application, NWR represented to the FCC that it was "a not-for-profit corporation". NWR's President at the time was an Ethel Giberson of Eugene, Oregon. There is a substantial and material question as to whether NWR was in fact a corporation at any time in the years 2003-2009. An on-line search of the Oregon Secretary of State's corporation database for both active and inactive corporations failed to find any reference to NWR; see Exhibit G.

14. NWR filed "Articles of Incorporation" with the State of Washington on August 16, 2010; a copy of said articles as downloaded from the Washington Secretary of State's "Corporations and Charities Filing System" database is attached hereto as Exhibit H. This document represented that NWR had three directors: Ethel Giberson or Eugene, Oregon; Marie

Hellinger of Potlatch, Idaho; and Diane Alderman of Eugene, Oregon.

15. The most recent "Amended Annual Report" for NWR was filed with the Washington Secretary of State on January 8, 2019 (Exhibit I). This report shows that three different individuals had become directors of NWR: Gary Jonah; Rita Rameriz; and Brian Spencer.

16. It was well settled long ago at the FCC that control of a not-for-profit corporation lies with the members of its board of directors. ***Black Television Workshop of Los Angeles, Inc.***, 7 FCC Rcd 7819, ¶¶91-93 (Chachkin, ALJ, 1992), citing ***Pacifica Foundation***, 1 P&F Radio Reg. 2d 747 (1964). According to the CDBS database for K266BM, it has never filed an FCC Form 316 or 345 transfer of control application. Furthermore, NWR was administrative dissolved on January 3, 2020 (See Exhibit B).

17. Because of the unauthorized transfer of control of NWR in violation of 47 U.S.C. §310(d), the Commission cannot make the statutory finding that a grant of the above-captioned application would serve the public interest, convenience and necessity. At the very least, a hearing before an Administrative Law Judge is required to determine the facts and circumstances behind the ownership of NWR.

### **Conclusion**

18. NWR has misrepresented in FCC filings the primary station being rebroadcast over K266BM to obtain a license permitting operation at 250 watts, when it was only entitled to 10 watts as a non fill-in translator station. It rebroadcast an LPFM station controlled by relatives of Brian Spencer, NWR's current controlling principal, licensed to a separate community roughly 50 highway miles away from Olympia, in violation of Section 73.860 of the FCC's Rules. NWR doesn't even legally exist as of this writing, as its charter was administratively revoked by the State of Washington; furthermore, it appears that NWR was not legally incorporated, despite a representation to the contrary, in its 2003 original construction permit application. When NWR was incorporated in Washington in 2010, it represented that it was controlled by a board of directors who have since disappeared from the last board reported to the Washington Secretary of State.

19. The victim of all this was Bustos Media Holdings, LLC, a Hispanic broadcaster whose ownership has almost three decades of quality service to the public as a principal of broadcast station licensees. Its application for a new FM translator station at Auburn, Washington to rebroadcast its co-owned AM station KMIA, was denied because of the lawlessness of NWR and K266BM (a Petition for Reconsideration was timely filed on May 28, 2020). Additionally, Bicoastal, the licensee of KELA(AM)

and permittee of FM Translator Station K267CX, Centralia, Washington, has been harried, harassed, vexed, and oppressed by NWR through the unlawful operation of K266BM.

20. The FCC has no lawful choice other than to deny the above-captioned application, and then either revoke the K266BM license pursuant to 47 U.S.C. §312(a)(2-3), or rule that the K266BM license has expired pursuant to 47 U.S.C. §312(g).

**WHEREFORE**, Bustos Media Holdings, LLC urges that this Informal Objection **BE GRANTED**, that the above-captioned application for covering license for K266BM filed by Northwest Rock 'N' Roll Preservation Society **BE DISMISSED OR DENIED**, and that the license for FM Translator Station K266BM, 101.1 MHz, Olympia, Washington **BE REVOKED PURSUANT TO 47 U.S.C. §312(a)(2-3) OR DECLARED TO HAVE EXPIRED PURSUANT TO 47 U.S.C. §312(g)**.

Respectfully submitted,

**BUSTOS MEDIA HOLDINGS, LLC**

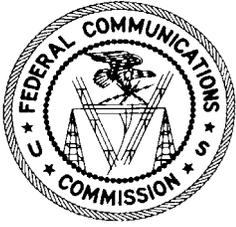


By \_\_\_\_\_  
Dennis J. Kelly  
Its Attorney

LAW OFFICE OF DENNIS J. KELLY  
Post Office Box 41177  
Washington, DC 20018  
Telephone: 202-293-2300  
dkellyfcclaw1@comcast.net

DATED AND FILED: June 12, 2020

# EXHIBIT A



**United States of America**  
**FEDERAL COMMUNICATIONS COMMISSION**  
**FM BROADCAST TRANSLATOR/BOOSTER STATION**  
**CONSTRUCTION PERMIT**

Authorizing Official:

Official Mailing Address:

NORTHWEST ROCK N ROLL PRESERVATION SOCIETY  
P.O. BOX 5672  
LACEY WA 98509

James D. Bradshaw  
Deputy Chief  
Audio Division  
Media Bureau

Facility Id: 150021

Call Sign: K266BM

Permit File Number: BMPFT-20190618ABI

Grant Date: February 25, 2020

The authority granted herein has no effect on the expiration date of the underlying construction permit.

This permit modifies permit no.: BMPFT-20170925ADX

Commission rules which became effective on February 16, 1999, have a bearing on this construction permit. See Report & Order, Streamlining of Mass Media Applications, MM Docket No. 98-43, 13 FCC RCD 23056, Para. 77-90 (November 25, 1998); 63 Fed. Reg. 70039 (December 18, 1998). Pursuant to these rules, this construction permit will be subject to automatic forfeiture unless construction is complete and an application for license to cover is filed prior to expiration. See Section 73.3598.

Name of Permittee: NORTHWEST ROCK N ROLL PRESERVATION SOCIETY

Principal community to be served: WA-OLYMPIA

Primary Station: KGTK (AM) , Frequency 920 kHz, OLYMPIA, WA

Via: Other

Frequency (MHz): 101.1

Channel: 266

Hours of Operation: Unlimited

Antenna Coordinates: North Latitude: 46 deg 58 min 24 sec  
West Longitude: 123 deg 08 min 11 sec

Transmitter: Type Accepted. See Sections 73.1660, 74.1250 of the Commission's Rules

Antenna type: (directional or non-directional): Directional

Major lobe directions 0 50 100  
(degrees true):

Horizontally Polarized Antenna:  
Vertically Polarized Antenna:

Effective radiated power in the Horizontal Plane (kw): 0.25 0.25  
Height of radiation center above ground (Meters): 47 47  
Height of radiation center above mean sea level (Meters): 858 858

Antenna structure registration number: Not Required

Overall height of antenna structure above ground: 49 Meters

Obstruction marking and lighting specifications for antenna structure:

It is to be expressly understood that the issuance of these specifications is in no way to be considered as precluding additional or modified marking or lighting as may hereafter be required under the provisions of Section 303(q) of the Communications Act of 1934, as amended.

None Required

Special operating conditions or restrictions:

- 1 Prior to commencing program test operations, FM Translator or FM Booster permittee must have on file at the Commission, FCC Form 350, Application for an FM Translator or FM Booster Station License, pursuant to 47 C.F.R. Section 74.14.
- 2 The permittee/licensee in coordination with other users of the site must reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic fields in excess of FCC guidelines.

\*\*\* END OF AUTHORIZATION \*\*\*

## EXHIBIT B



### Business Information

#### BUSINESS INFORMATION

Business Name: **NORTHWEST ROCK 'N' ROLL PRESERVATION SOCIETY** UBI Number: **603 040 929**

Business Type: **WA NONPROFIT CORPORATION** Business Status: **ADMINISTRATIVELY DISSOLVED**

Principal Office Street Address: **1855 ABERNATHY, OLYMPIA, WA, 98516, UNITED STATES** Principal Office Mailing Address: **PO BOX 104, TACOMA, WA, 98401-0104, UNITED STATES**

Expiration Date: **08/31/2019** Jurisdiction: **UNITED STATES, WASHINGTON**

Formation/ Registration Date: **08/16/2010** Period of Duration: **PERPETUAL**

Inactive Date: **01/03/2020**

Nature of Business: **EDUCATIONAL, CULTURAL**

#### REGISTERED AGENT INFORMATION

Registered Agent Name: **PAUL KELLEY**

Street Address: **1855 ABERNATHY, OLYMPIA, WA, 98516, UNITED STATES** Mailing Address:

#### GOVERNORS

Title	Governors Type	Entity Name	First Name	Last Name
GOVERNOR	INDIVIDUAL		GARY	JONAH
GOVERNOR	INDIVIDUAL		RITA	RAMERIZ
GOVERNOR	INDIVIDUAL		BRIAN	SPENCER

[Back](#)

[Filing History](#)

[Name History](#)

[Print](#)

[Return to Business Search](#)

## EXHIBIT C

P. O. BOX 2673		
City OLYMPIA	State or Country (if foreign address) WA	Zip Code 98507 - 2673
Telephone Number (include area code) 2083011425	E-Mail Address (if available) NWRPS @ OUTLOOK.COM	

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 LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Section III-A - Engineering												
TECHNICAL SPECIFICATIONS												
Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.												
TECH BOX												
1.	Channel: 266											
2.	Primary Station:											
	Facility ID Number	Call Sign	City	State								
	47567	KGTK	OLYMPIA	WA								
3.	Delivery Method (Select One): <input type="radio"/> Off-air <input type="radio"/> Microwave <input type="radio"/> Satellite <input type="radio"/> Via <input checked="" type="radio"/> Other											
4.	Antenna Location Coordinates: (NAD 27)											
	Latitude:											
	Degrees 46 Minutes 58 Seconds 24 <input checked="" type="radio"/> North <input type="radio"/> South											
	Longitude:											
	Degrees 123 Minutes 8 Seconds 11 <input checked="" type="radio"/> West <input type="radio"/> East											
5.	Antenna Structure Registration Number: <input checked="" type="checkbox"/> Not Applicable <input type="checkbox"/> Notification filed with FAA											
6.	Antenna Location Site Elevation Above Mean Sea Level:										811 meters	
7.	Overall Tower Height Above Ground Level:										49 meters	
8.	Height of Radiation Center Above Ground Level:										47 meters(H) 47 meters(V)	
9.	Effective Radiated Power:										0.25 kW(H) 0.25 kW(V)	
10.	Transmitting Antenna:											
	Before selecting Directional "Off-the-Shelf", refer to "Search for Antenna Information" under <a href="http://licensing.fcc.gov/prod/cdbs/pubacc/prod/cdbs_pa.htm">CDBS Public Access</a> (http://licensing.fcc.gov/prod/cdbs/pubacc/prod/cdbs_pa.htm). Make sure that the Standard Pattern is marked Yes and that the relative field values shown match your values. Enter the Manufacturer (Make) and Model exactly as displayed in the Antenna Search.											
	<input type="radio"/> Nondirectional <input checked="" type="radio"/> Directional Off-the Shelf <input type="radio"/> Directional composite											
	Manufacturer BXT Model LOG 4-FM-V X2 0 DEGREES, 50 DEGREES											
	Rotation:degrees <input checked="" type="checkbox"/> No Rotation											
	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
	0	1	10	1	20	1	30	1	40	0.9	50	1
	60	0.95	70	1	80	1	90	1	100	1	110	1
	120	1	130	1	140	0.9	150	0.27	160	0.23	170	0.23
	180	0.24	190	0.24	200	0.31	210	0.261	220	0.21	230	0.2
	240	0.2	250	0.21	260	0.211	270	0.216	280	0.226	290	0.256
	300	0.308	310	0.405	320	0.541	330	0.757	340	1	350	1
	Additional Azimuths		37	1	67	0.85	125	1	144	0.27		

Relative Field Polar Plot

## EXHIBIT D

<b>Primary Station</b>	Call Sign	KGTK
	Facility ID	47567
	Frequency	920
	Channel	0
	Service Code	AM
	City	OLYMPIA
	State	WA
<b>Delivery Method</b>	Delivery Method	Other
	If Other, Please specify:	Other
<b>Transmitting Antenna</b>	Manufacturer:	Bext
	Model	Log-R FM
	Antenna Number of Sections:	2
	Antenna Spacing Between Sections:	0.87

### Directional Antenna Relative Field Value

Degree	Value	Degree	Value	Degree	Value	Degree	Value
0	1.0	90	1.0	180	0.24	270	0.216
10	1.0	100	1.0	190	0.24	280	0.226
20	1.0	110	1.0	200	0.31	290	0.256
30	1.0	120	1.0	210	0.261	300	0.308
40	0.9	130	1.0	220	0.21	310	0.405
50	1.0	140	0.9	230	0.2	320	0.541
60	0.95	150	0.27	240	0.2	330	0.757
70	1.0	160	0.23	250	0.21	340	1.0
80	1.0	170	0.23	260	0.211	350	1.0

### Additional Azimuths

Degree	Value
67	.85
37	1
144	.27
125	1

# **EXHIBIT E**

Thurston County Assessor

Parcel Number: 39290002000

Date: 6/12/2020

<b>Situs Address:</b>	2707 JUDD ST SE	<b>Sect/Town/Range:</b>	28 18 1W
<b>Owner:</b>	SPENCER, BRIAN P	<b>Size:</b>	0.18 Acres
<b>Address:</b>	2707 JUDD ST SE LACEY, WA 98503	<b>UseCode:</b>	11 Single Unit
<b>Owner:</b>	SPENCER, JOHN E	<b>TCA Number:</b>	241
<b>Address:</b>	2707 JUDD ST SE LACEY, WA 98503	<b>Neighborhood:</b>	19Q1
<b>Taxpayer:</b>	SPENCER, JOHN E	<b>Property Type:</b>	RES
<b>Address:</b>	2707 JUDD ST SE LACEY, WA 98503	<b>Total Living Units:</b>	1
<b>Abbreviated Legal:</b>	Section 28 Township 18 Range 1W Quarter NW NW Plat CEDAR HILL LT 20 Document 023/001 & UND INT IN COMM AREA V 1530 P 150	<b>Taxable:</b>	YES
		<b>Active Exemptions:</b>	Senior/Disabled
		<b>Fire District:</b>	FIRE DISTRICT #03
		<b>School District:</b>	NORTH THURSTON S.D. #3
		<b>Water Source:</b>	PUBLIC
		<b>Sewer Type:</b>	SEWER

Market Values

Tax Year	2020	2019	2018	2017	2016	2015	2014	2013	2012	2011
Assessment Year	2019	2018	2017	2016	2015	2014	2013	2012	2011	2010
Market Value Land	\$71,400	\$64,900	\$48,500	\$46,750	\$52,350	\$52,350	\$47,500	\$45,950	\$57,450	\$65,900
Market Value Buildings	\$138,500	\$141,200	\$133,200	\$120,400	\$110,300	\$109,400	\$96,700	\$88,200	\$95,300	\$98,900
<b>Market Value Total</b>	<b>\$209,900</b>	<b>\$206,100</b>	<b>\$181,700</b>	<b>\$167,150</b>	<b>\$162,650</b>	<b>\$161,750</b>	<b>\$144,200</b>	<b>\$134,150</b>	<b>\$152,750</b>	<b>\$164,800</b>

Residential Structures

<b>Year Built</b>	1987	<b>Fireplaces/Wood Stoves</b>	1
<b>Construction</b>	RAMBLER	<b>Heat Type</b>	FORCED-AIR
<b>Construction Quality</b>	AVERAGE	<b>Fuel Type</b>	GAS
<b>Physical Condition</b>	AVERAGE	<b>Foundation Type</b>	CONCRETE
<b>Number of Bedrooms</b>	3	<b>Exterior Wall Type</b>	WOOD-SIDING
<b>Full Baths</b>	1	<b>Roofing Material</b>	COMPOSITION
<b>Partial Baths</b>	1		

Residence Square Footage

Main Finished Area 1171

Attached Garage Square Footage

Attached Garage Sqft 400

Misc Structures

Covered Porch 54

Patio 150

Land Characteristics

<b>Land Flag</b>	1100	<b>Land Influence(s)</b>	No Influences Listed
<b>Lot Square Footage</b>	7759		
<b>Lot Acreage</b>	0.18		
<b>Effective Frontage</b>	Not Listed		
<b>Effective Depth</b>	Not Listed		
<b>Water Source</b>	Public		
<b>Sewer Source</b>	Public		

Sales

<b>Sale Date:</b>	07/05/2017	03/10/2009	04/27/1998
<b>Price:</b>			\$115,000
<b>Excise:</b>	533532	507767	258796
<b>Sale Type:</b>	QUIT CLAIM DEED	QUIT CLAIM DEED	STATUTRY WARNTY DEED
<b>Recording Number:</b>	4572886	4064965	3151071
<b>Seller:</b>		SPENCER BRIAN P & JOHN E	GROVE CHARLES
<b>Buyer:</b>	SPENCER BRIAN	SPENCER BRIAN	SPENCER BRIAN P/JOHN E
<b>Multiple Parcel Sale:</b>	N	N	N

The Assessor's Office maintains property records on approximately 112,000 parcels in Thurston County for tax purposes. Though records are updated regularly, the accuracy and timeliness of published data cannot be guaranteed. Any person or entity that relies on information obtained from this website does so at his or her own risk. Neither Thurston County nor the Assessor will be held liable for damage or losses caused by use of this information. **All critical information should be independently verified.**

Office of the Assessor

Steven J. Drew, Assessor

2000 Lakeridge Drive SW - Olympia, WA 98502

**EXHIBIT F**



FM Query now uses LMS data. Coordinates are now NAD83.

# FM Query Results

9 ▾

Resize Results

Sun May 24 14:01:31 2020 Eastern time

----- Search Parameters -----

Facility ID: 150021  
Lower Channel: 200  
Upper Channel: 300

FM Query results are derived from the public files available [here](#).  
Requests to correct data should be referred to [Dale Bickel](#).  
Comments on the FM Query may be referred to [Dale Bickel](#).



FM Allotment Records are not presently available in FM Query.  
Limited data is included for Canadian and Mexican stations in the border zone.

K266BM

WA OLYMPIA

USA

FX LIC

Licensee: NORTHWEST ROCK N ROLL PRESERVATION SOCIETY  
 Service Designation: FX Translator Station (retransmits signal, different channel than main station)  
 Channel/Class: 266D Frequency: 101.1 MHz **Licensed**  
 File No.: BLFT-20190904ABL Facility ID number: 150021

LMS Application ID: D2E0243BC1EF4D388B3CC1B6063EBEB7 (Assigned numerical ID: 1809745)  
 Licensed date: 2019-12-04

This facility relays KGH0-LP FL (Facility ID 134721).

Technical Data

Links & Maps

46° 58' 23.30" N Latitude 46.973139 Previous NAD27 coordinates:  
 123° 08' 15.50" W Longitude (NAD 83) -123.137639 46° 58' 24"  
 123° 8' 11"

Use NAD83 for FM CP and license filings

Site is in the in Canadian Border Zone -- Nearest border point is 142.4 km at 347.8°

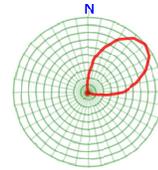
	Polarization:	Horizontal	Vertical	
Effective Radiated Power (ERP):		0.25	0.25	kw ERP
Antenna radiation center Height Above Average Terrain:		655.	655.	meters HAAT - <a href="#">Calculate HAAT</a>
Antenna radiation Center Height Above Mean Sea Level:		858.	858.	meters AMSL
Antenna radiation center Height Above Ground Level:		47.	47.	meters AGL

Directional Antenna ID No.: 129406 ( 9E62730A78C94D689DDCC1B6063EBEB7 )  
 Antenna Make: - Antenna Model: -  
 No. of antenna sections: -

Relative Field values for directional antenna

Relative field values listed here do not include the pattern rotation (if any): 50.0° rotation (clockwise)

0°	1.000	60°	0.085	120°	0.015	180°	0.040	240°	0.015	300°	0.085
10°	0.950	70°	0.020	130°	0.025	190°	0.040	250°	0.010	310°	0.250
20°	0.820	80°	0.010	140°	0.034	200°	0.040	260°	0.010	320°	0.470
30°	0.645	90°	0.010	150°	0.038	210°	0.038	270°	0.010	330°	0.645
40°	0.470	100°	0.010	160°	0.040	220°	0.034	280°	0.010	340°	0.820
50°	0.250	110°	0.010	170°	0.040	230°	0.025	290°	0.020	350°	0.950



[Previous Record](#) -- [Next Record](#)

K266BM

WA OLYMPIA

USA

Licensee: NORTHWEST ROCK N ROLL PRESERVATION SOCIETY  
 Service Designation: **FX** Translator Station (retransmits signal, different channel than main station)  
 Channel/Class: 266D Frequency: 101.1 MHz **Licensed**  
 File No.: BMPFT-20190618ABI Facility ID number: 150021

LMS Application ID: 00DE98823EF64564B978C1B6063EBEB7 (Assigned numerical ID: 1806093)  
 Licensed date: 2020-02-25

This facility relays **KGHO-LP FL** (Facility ID 134721).

Technical Data

Links & Maps

46° 58' 23.30" N Latitude 46.973139 Previous NAD27 coordinates:  
 123° 08' 15.50" W Longitude (NAD 83) -123.137639 46° 58' 24"  
 123° 8' 11"

Use NAD83 for FM CP and license filings

Site is in the in Canadian Border Zone -- Nearest border point is 142.4 km at 347.8°

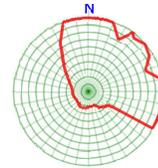
	Polarization:	Horizontal	Vertical	
Effective Radiated Power (ERP):		0.25	0.25	kw ERP
Antenna radiation center Height Above Average Terrain:		655.	655.	meters HAAT - <a href="#">Calculate HAAT</a>
Antenna radiation Center Height Above Mean Sea Level:		858.	858.	meters AMSL
Antenna radiation center Height Above Ground Level:		47.	47.	meters AGL

Directional Antenna ID No.: 134976 ( 5DE2560F7B3D412FA3F6C1B6063EBEB7 )  
 Antenna Make: - Antenna Model: -  
 No. of antenna sections: -

Relative Field values for directional antenna

Relative field values listed here do not include the pattern rotation (if any): 0.0° rotation (clockwise)

0°	1.000	60°	0.950	120°	1.000	180°	0.200	240°	0.200	300°	0.308
10°	1.000	70°	0.820	130°	0.320	190°	0.230	250°	0.210	310°	0.405
20°	1.000	80°	1.000	140°	0.260	200°	0.230	260°	0.211	320°	0.541
30°	0.820	90°	1.000	150°	0.220	210°	0.230	270°	0.216	330°	0.757
40°	0.950	100°	1.000	160°	0.200	220°	0.210	280°	0.226	340°	1.000
50°	1.000	110°	1.000	170°	0.210	230°	0.200	290°	0.256	350°	1.000



Additional azimuths:  
 37° 1.000 144° 0.270  
 67° 0.850  
 125° 0.320

[Previous Record](#) -- [Next Record](#)

K266BM

WA OLYMPIA

USA

Licensee: NORTHWEST ROCK N ROLL PRESERVATION SOCIETY  
Service Designation: **FX** Translator Station (retransmits signal, different channel than main station)  
Channel/Class: 266D Frequency: 101.1 MHz **Construction Permit**  
File No.: BMPFT-20190618ABI Facility ID number: 150021

LMS Application ID: 25076F917036859C017040EE8A72045B (Assigned numerical ID: 20190884)  
Application received date: 2020-02-13 CP Grant Date: 2020-02-25

This facility relays **KGHO-LP FL (Facility ID 134721)**.

Technical Data

Links & Maps

46° 58' 23.30" N Latitude 46.973139 Previous NAD27 coordinates:  
123° 08' 15.50" W Longitude (NAD 83) -123.137639 46° 58' 24.0"  
123° 8' 11.0"

Use NAD83 for FM CP and license filings

Site is in the in Canadian Border Zone -- Nearest border point is 142.4 km at 347.8°

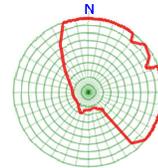
	Polarization:	Horizontal	Vertical	
Effective Radiated Power (ERP):		0.25	0.25	kw ERP
Antenna radiation center Height Above Average Terrain:		655.	655.	meters HAAT - <a href="#">Calculate HAAT</a>
Antenna radiation Center Height Above Mean Sea Level:		858.	858.	meters AMSL
Antenna radiation center Height Above Ground Level:		47.	47.	meters AGL

Directional Antenna ID No.: 134976 ( 25076F917036859C017040EE8AD70462 )

Relative field values for directional antenna

Relative field values listed here do not include the pattern rotation (if any): 0.0° rotation (clockwise)

0° 1.000	60° 0.950	120° 1.000	180° 0.240	240° 0.200	300° 0.308
10° 1.000	70° 1.000	130° 1.000	190° 0.240	250° 0.210	310° 0.405
20° 1.000	80° 1.000	140° 0.900	200° 0.310	260° 0.211	320° 0.541
30° 1.000	90° 1.000	150° 0.270	210° 0.261	270° 0.216	330° 0.757
40° 0.900	100° 1.000	160° 0.230	220° 0.210	280° 0.226	340° 1.000
50° 1.000	110° 1.000	170° 0.230	230° 0.200	290° 0.256	350° 1.000



Additional azimuths:  
 37° 1.000 144° 0.270  
 67° 0.850  
 125° 1.000

\*\*\* 3 Records Retrieved \*\*\*

[Return to FM Query Data Entry screen](#)

# **EXHIBIT G**



### Business Name Search

Business Entity Names returned for:

Name: NORTHWEST ROCK 'N' ROLL PRESERVATION SOCIETY

Using: Exact Words in Any Word Order

For Active and Inactive businesses.

[New Search](#)   [Printer Friendly](#)

05-28-2020  
06:26

Record No	Entity Type	Entity Status	Registry Number	Name Status	Name	Assoc Search
-----------	-------------	---------------	-----------------	-------------	------	--------------

Your search returned no business entity names.

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For comments or suggestions regarding the operation of this site, please contact : [corporation.division@state.or.us](mailto:corporation.division@state.or.us)

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## EXHIBIT H

*State of Washington*

## Secretary of State

CORPORATIONS DIVISION  
James M. Dolliver Building  
801 Capitol Way South  
PO Box 40234  
Olympia WA 98504-0234  
360.725.0377

FILED  
SECRETARY OF STATE  
SAM REED

August 16, 2010

STATE OF WASHINGTON

### NonProfit Corporation

### Office Information

**Application ID** 1802127

**Tracking ID** 1946470

**Validation ID** 1783548-001

**Date Submitted for Filing:** 8/16/2010

### Contact Information

**Contact Name** Ethel Giberson

**Contact Address** 4531 Franklin Blvd. #92  
Eugene  
OR  
97403

**Contact Email** ethelgiberson@hotmail.com

**Contact Phone** 541-747-5279

### Articles of Incorporation

**Preferred Name** NORTHWEST ROCK 'N' ROLL PRESERVATION SOCIETY

~~**Alternate Name 1** NW Rock & Roll Preservation Society~~

~~**Alternate Name 2** NW Rock And Roll Preservation Society~~

**Purpose** Any Lawful Purpose

**Duration** Perpetual

**Incorporation Date** Effective Upon Filing by the Secretary of State

**Expiration Date** 8/31/2011

**Distribution of Assets**

To the Directors in ration to their interests.

## Registered Agent Information

**Agent is Individual**

**Agent Name** Brian Spencer

**Agent Street Address** 2707 Judd Street SE  
Lacey  
WA  
98503 3697

**Agent Mailing Address** 2707 Judd Street SE  
Lacey  
WA  
98503

**Agent Email Address**

**Submitter/Agent Relationship** Submitter is Registered Agent

## Initial Directors Information

**Director #1**

**Director Name** Ethel Giberson

**Title** Chairman

**Director Address** 4531 Franklin Blvd. #92  
Eugene  
OR  
97403

**Director #2**

**Director Name** Marie Hellinger

**Title** Director

**Director Address** 1070 Dailey Road  
Potlatch  
ID  
83855

**Director #3**

**Director Name** Diane Alderman

**Title** Director

**Director Address** 4531 Franklin Blvd. #85  
Eugene  
OR  
97403

**Incorporators Information**

**Incorporator #1**

**Incorporator Name** Ethel Giberson

**Incorporator Address** 4531 Franklin Blvd. #92  
Eugene  
OR  
97403

**Signature Information**

**Signed By** Brian Spencer

# EXHIBIT I



Filed  
Secretary of State  
State of Washington  
Date Filed: 01/08/2019  
Effective Date: 01/08/2019  
UBI #: 603 040 929

## Amended Annual Report

### BUSINESS INFORMATION

---

Business Name:  
**NORTHWEST ROCK 'N' ROLL PRESERVATION SOCIETY**

UBI Number:  
**603 040 929**

Business Type:  
**WA NONPROFIT CORPORATION**

Business Status:  
**ACTIVE**

Principal Office Street Address:  
**1855 ABERNATHY, OLYMPIA, WA, 98516, UNITED STATES**

Principal Office Mailing Address:  
**PO BOX 104, TACOMA, WA, 98401-0104, UNITED STATES**

Expiration Date:  
**08/31/2019**

Jurisdiction:  
**UNITED STATES, WASHINGTON**

Formation/Registration Date:  
**08/16/2010**

Period of Duration:  
**PERPETUAL**

Inactive Date:

Nature of Business:  
**EDUCATIONAL, CULTURAL**

### REGISTERED AGENT CONSENT

---

To change your Registered Agent, please delete the current Registered Agent below.

**Registered Agent Consent (Check One):**

I am the Registered Agent. Use my Contact Information.

I am not the Registered Agent. I declare under penalty of perjury that the WA Nonprofit Corporation has in its records a signed document containing the consent of the person or business named as registered agent to serve in that capacity. I understand the WA Nonprofit Corporation must keep the signed consent document in its records, and must produce the document on request.

RCW [23.95.415](#) requires that all businesses in Washington State have a Registered Agent. Some of this information is prepopulated from information previously provided. Please make changes as necessary to provide accurate information.

## REGISTERED AGENT [RCW 23.95.410](#)

---

Registered Agent Name	Street Address	Mailing Address
PAUL KELLEY	1855 ABERNATHY, OLYMPIA, WA, 98516, USA	

## PRINCIPAL OFFICE

---

Phone:

Email:  
**NWRPS@OUTLOOK.COM**

Street Address:  
**1855 ABERNATHY, OLYMPIA, WA, 98516, USA**

Mailing Address:  
**PO BOX 104, TACOMA, WA, 98401-0104, USA**

## GOVERNORS

---

Title	Type	Entity Name	First Name	Last Name
GOVERNOR	INDIVIDUAL		GARY	JONAH
GOVERNOR	INDIVIDUAL		RITA	RAMERIZ
GOVERNOR	INDIVIDUAL		BRIAN	SPENCER

## NATURE OF BUSINESS

---

- EDUCATIONAL
- CULTURAL

## EFFECTIVE DATE

---

Effective Date:  
**01/08/2019**

## RETURN ADDRESS FOR THIS FILING

---

Attention:  
Email:  
Address:

## UPLOAD ADDITIONAL DOCUMENTS

---

Do you have additional documents to upload? **No**

## EMAIL OPT-IN

---

By checking this box, I hereby opt into receiving all notifications from the Secretary of State for this entity via email only. I acknowledge that I will no longer receive paper notifications.

# AUTHORIZED PERSON

---

I am an authorized person.

Person Type:

**INDIVIDUAL**

First Name:

**BRIAN**

Last Name:

**SPENCER**

Title:

This document is hereby executed under penalty of law and is to the best of my knowledge, true and correct.

## CERTIFICATE OF SERVICE

It is hereby certified that a true copy of the foregoing "Informal Objection" was served by first-class United States mail, postage prepaid, as well as by e-mail, on this 12<sup>th</sup> day of June, 2020 upon the following:

Brian Spencer, President  
Northwest Rock N Roll Preservation Society  
Post Office Box 5672  
Lacey, WA 98509 - 5672

I have also served said "Informal Objection" by e-mail upon the following:

Albert Shuldiner, Esquire  
Chief, Audio Division, Media Bureau  
Federal Communications Commission  
Washington, DC 20554

Mr. Dale Bickel  
Senior Engineer, Audio Division, Media Bureau  
Federal Communications Commission  
Washington, DC 20554

Melodie A. Virtue, Esquire  
Foster Garvey, PC  
1000 Potomac Street, NW, Suite 200  
Washington, DC 20007

audiodivisionpleadings@fcc.gov



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Dennis J. Kelly