

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Application for Assignment of Licenses)	
of KBLA (AM) Santa Monica, California from)	LMS File Nos. 0000213967
Multicultural Radio Broadcasting Licensee, LLC)	Facility ID 34385
To Smiley Radio Properties, Inc.)	
)	
To: Marlene H. Dortch, Secretary		
Attn. Holly Saurer, Chief Media Bureau		

FIRST SUPPLEMENT TO PETITION TO DENY

Ukrainian Congress Committee of America, Inc. (“UCCA”), by counsel, hereby files its First Supplement to Petition to Deny the above captioned assignment application of radio station KBLA(AM) from Multicultural Radio Broadcasting Licensee, LLC (“MRBL”) to Smiley Radio Properties, Inc. (“SRP”).¹

**Tavis Smiley Lacks the Character and Financial Qualifications
To Be a Commission Licensee²**

The assignment application states that Travis Smiley (“Smiley”) is an officer, director and 100% shareholder of SRP. Smiley was a talk-show host on PBS until 2018 when PBS terminated his contract stating that it had “uncovered multiple, credible allegations of conduct

¹ This petition is timely filed. As set forth in the Petition to Deny, MRBL failed to provide notice on its website of the filing of the application in violation of Section 73.3580(b)(2). It did not remedy this defect until May 23, 2023. Accordingly, this petition is filed within 30 days of MRLB giving notice of the filing of the KBLA assignment application.

² The information in this petition is sourced from court records and public documents. In an abundance of caution, UCCA member declarations are attached hereto.

that is inconsistent with the values and standards of PBS.”³ The allegations concerned serious sexual misconduct:

- A former employee alleged that Smiley asked her to lunch, and then asked about her bra size, offering a trip to Victoria’s Secret. The woman was eventually laid off from the show and was allegedly told that she “knew too much” about Smiley’s actions.
- A producer on the Smiley show who had a sexual relationship with him was told that the relationship would be kept secret. However, she was terminated when others found out.
- Another accuser said Smiley asked her why she was “playing so hard to get.”
- A woman claimed, Smiley grabbed her buttocks and then later purposely made contact between his penis and her buttocks.
- One woman claimed that when she visited Smiley’s house, he opened the door and was not wearing pants. He later asked her to have a threesome.⁴

Smiley on behalf of his production company, TS Media, Inc. (“TSM”), filed suit in The Superior Court of the District of Columbia and PBS countersued claiming that Smiley had violated the morals clause of his contract. See, *TS Media, Inc. v. Public Broadcasting Service*, Case No. 2018 CA 001247 B. After a three-week trial, on March 4, 2020, a jury returned a verdict in favor of PBS and against TSM. The jury found that Smiley violated his contract with PBS network after hearing accounts of six women, who testified that he had sexually harassed them when they worked for him.⁵ The jury determined Smiley had acted counter to the network’s morals clause and the judge awarded PBS \$2.6 million in damages. Smiley’s adjudicated sexual misconduct

³ <https://deadline.com/2020/08/tavis-smiley-ordered-to-pay-pbs-2-6-million-for-violating-morals-clause-in-sex-harassments-cases-1202819986/>

⁴ Id.

⁵ https://www.washingtonpost.com/local/public-safety/jurors-find-tavis-smiley-violated-contract-with-pbs-after-testimony-about-dating-and-sexually-harassing-employees/2020/03/04/7dab6f8c-5e22-11ea-b014-4fafa866bb81_story.html

raises the question of whether Smiley has the character qualifications to be an FCC licensee.⁶

While Smiley was not found criminally liable, his actions were so egregious as to shock the conscience.⁷ The Commission needs to further investigate Smiley's repeated sexual misconduct toward his subordinate employees to determine whether he has the necessary character qualifications to be an FCC licensee.

After the Superior Court of the District of Columbia issued its verdict, PBS, as judgment creditor, on September 20, 2021, filed with the Superior Court of California, County of Los Angeles an application for entry of a sister-state judgment against the judgment debtor TSM. See, *Public Broadcasting Service v. TS Media, Inc.*, Case No. 21STCP03147. The judgment was entered in the California court on September 22, 2021, in the amount of \$2,837,807.76. PBS then sought discovery to enforce the judgment. In filings with the court, PBS argued that TSM has divested itself of assets, likely making the judgment unenforceable unless asserted against Smiley and related entities. In a Motion to Compel Post-Judgment Discovery⁸, PBS stated:

There is strong evidence that TSM has, and that Mr. Smiley maintains, a number of related entities which share finances, are used interchangeably, and are subject to common control. PBS also understands that TSM has divested itself of assets, likely making

⁶ *Policy Regarding Character Qualifications in Broadcast Licensing*, 102 FCC 2d 1179, 1205, para. 48 (1986) "We will not take cognizance of non-FCC related misconduct involving criminally fraudulent misrepresentations, alleged criminal activity and antitrust or anticompetitive misconduct unless it is adjudicated. In this regard, there must be an ultimate adjudication by an appropriate trier of fact, either by a government agency or court, before we will consider the activity in our character determinations." (citation omitted).

⁷ "The Commission acknowledges that there may be circumstances in which an applicant has engaged in nonbroadcast misconduct so egregious as to shock the conscience and evoke almost universal disapprobation.... Such misconduct might, of its own nature, constitute prima facie evidence that the applicant lacks the traits of reliability and/or truthfulness necessary to be a licensee, and might be a matter of Commission concern even prior to adjudication by another body." *Id.* at n. 90.

⁸ See PBS Notice of Motion and Motion to Compel Post-Judgment Discovery, August 10, 2022

the \$2 million judgment unenforceable unless asserted against Mr. Smiley and related entities on alter ego or similar theories.

PBS served discovery documents to support its contention that TSM is controlled by and is the alter ego of closely related non-party entities and Smiley personally. Among the entities named is the proposed assignee in this proceeding, SRP.

PBS argued that discovery was relevant to determining whether other entities should be added as judgment debtors. Specifically, PBS outlined, in detail, concrete evidence from the underlying action tending to show, inter alia: (i) the common control and ownership of Smiley entities, including sharing attorneys, addresses, and employees; (ii) the commingling of funds between Smiley entities; (iii) the use of TSM funds for unrelated purposes; (iv) TSM's use of policies and procedures in common with other Smiley entities; (v) inadequate capitalization; and (vi) the failure to maintain arm's length relationships between Smiley entities.⁹ The issues were fully briefed and the court on March 22, 2023 issued an order granting PBS' motion to compel alter ego discovery. See Exhibit 1, Order of Mel Red Ricana, Judge of the Superior Court.

On April 18, 2023, SRP filed an assignment application seeking to acquire the license and assets of KBLA. In the assignment application Smiley on behalf of SRP certified 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." Eight days later, on April 26, 2023, TSM filed a Chapter 7 bankruptcy petition. TSM listed its total assets as \$511.21 held in a checking account. See Exhibit 2. Total secured and unsecured claims equal \$4,371,735.78. In addition to PBS, Smiley proposes to leave numerous small businesses and suppliers unpaid. In its

⁹ Much of the evidence submitted to the California court is redacted. As a first step, the FCC should order SRP to produce this evidence in an unredacted form and UCCA should have access to these documents under the terms of a protective order.

March 22, 2023, Order, the Superior Court found that PBS' contention that Smiley had divested TSM of its assets had merit. The Order allows PBS to proceed with alter ego discovery of all of Smiley's assets, including the proposed assignee, SRP.

SRP has not amended its application to report the bankruptcy petition. Nor has it disclosed to the Commission that a California judge has found merit in PBS' argument that Smiley is hiding his assets and has failed to maintain arm's length relationships between his various corporate entities. This begs the question of how is it that Smiley, through SRP, continues to claim that he has the financial resources to purchase and operate KBLA? Smiley has some four million dollars of debt, which the California court and the bankruptcy court will seek to collect from him and his companies. Any assets he has or acquires are subject to immediate seizure by the courts for the benefit of creditors.

Smiley needs to demonstrate that he has sufficient assets to purchase and operate the station.¹⁰ He has now filed for bankruptcy and PBS and other creditors are aggressively searching for any assets he may have hidden away. The FCC needs to designate a financial issue to determine if Smiley has the requisite financial qualification to become a Commission licensee. The FCC also needs to designate an issue to determine whether Smiley has the requisite character qualifications to be an FCC licensee. His past sexual misconduct toward subordinates needs to be examined in the crucible of an FCC hearing proceeding.

¹⁰ Apparently, Smiley's financial problems have been going on for years. He filed an application in 2020 to acquire KBLA, but the transaction did not close presumably because Smiley did not have the funds to consummate the transaction. His financial situation has deteriorated, not improved since 2020.

Respectfully Submitted,

/s/Arthur V. Belendiuk
Arthur V. Belendiuk

Smithwick & Belendiuk, P.C.
5028 Wisconsin Avenue, N.W. #301
Washington, D.C. 20016
abelendiuk@fccworld.com
(202) 363-4559

June 20, 2023

Declaration of Gregory Radionov

I, Gregory Radionov, declare under penalty of perjury, that the following information is true and correct:

I am a resident of Northridge, California and a regular listener of KBLA (AM).

I declare that I have personal knowledge of the factual allegations I make in the First Supplement to Petition to Deny the assignment of KBLA and that these allegations are true and correct. These allegations are the direct cause of the injury I suffer as a regular listener of KBLA (AM).



Gregory Radionov

Declaration of Peter Borisow

I, Peter Borisow, declare under penalty of perjury, that the following information is true and correct:

I am a resident of Sherman Oaks, California and a regular listener of KBLA (AM).

I declare that I have personal knowledge of the factual allegations I make in the First Supplement to Petition to Deny the assignment of KBLA and that these allegations are true and correct. These allegations are the direct cause of the injury I suffer as a regular listener of KBLA (AM).



Peter Borisow

EXHIBIT 1

Superior Court of California
County of Los Angeles

MAR 22 2023
David W. Slayton
Sheriff R. Carter, Executive Officer/Clerk
By Jontae Marquez, Deputy
Jontae M. Marquez

PUBLIC BROADCASTING
SERVICE;

Plaintiff,

vs.

TS MEDIA, INC.;

Defendant.

Case No.: 21STCP03147

DEPARTMENT 45

[TENTATIVE] ORDER

Action Filed: 09/20/21
Judgment Entered: 09/22/21

Hearing date: March 22, 2023
Moving Party: Plaintiff Public Broadcasting Service
Responding Party: Defendant TS Media, Inc.

Motion to Compel Postjudgment Discovery

The court considered the moving, opposition, and reply papers.

The court **GRANTS** Plaintiff's motion to compel postjudgment discovery. The court orders Defendant to served further verified responses, without objections, to Requests for Production Nos. 1-13 and Special Interrogatories Nos. 1-28, within 30 days of the date of this ruling. The court orders the parties to meet and confer and submit a stipulated protective order within 10 days of the date of this ruling.

*60 days after Counsel
Meet & confer with 10 days*

Background

Plaintiff and judgment creditor Public Broadcasting Service (PBS) filed this application for entry of judgment on sister-state judgment against defendant and judgment debtor TS Media, Inc. on September 20, 2021. The judgment was entered into in the sister-state court, The

03/23/2023

Superior Court of the District of Columbia, on August 5, 2020 in the case, *TS Media, Inc. v. Public Broadcasting Service*, Case No. 2018 CA 001247 B (the “D.C. Action”). The judgment was entered in this court on September 22, 2021 in the amount of \$2,837,807.76.

The underlying case in the D.C. Action involved a contract dispute between PBS and TS Media, an entity owned and controlled by Tavis Smiley, with respect to PBS’s production and distribution of the *Tavis Smiley* show. PBS invoked the morals clause in the parties’ contracts and stopped funding and distribution of the *Tavis Smiley* show when alleged “Me-Too” behavior about Smiley came to light. TS Media sued for breach of contract in the D.C. Action, and PBS countersued. On March 4, 2020, a jury returned a verdict in favor of PBS and against TS Media.

Plaintiff filed this motion to compel postjudgment discovery on August 10, 2022. Defendant filed an opposition on November 28, 2022. Plaintiff replied on December 5, 2022.

Legal Standard

“The judgment creditor may propound written interrogatories to the judgment debtor, in the manner provided in Chapter 13 (commencing with Section 2030.010) of Title 4 of Part 4, requesting information to aid in enforcement of the money judgment.” (CCP § 708.020(a).)

“Interrogatories served pursuant to this section may be enforced, to the extent practicable, in the same manner as interrogatories in a civil action.” (*Id.*, § 708.020(c).)

“The judgment creditor may demand that any judgment debtor produce and permit the party making the demand, or someone acting on that party’s behalf, to inspect and to copy a document that is in the possession, custody, or control of the party on whom the demand is made in the manner provided in Chapter 14 (commencing with Section 2031.010) of Title 4 of Part 4, if the demand requests information to aid in enforcement of the money judgment.” (CCP § 708.030(a).) “Inspection demands served pursuant to this section may be enforced to the extent practicable, in the same manner as inspection demands in a civil action.” (*Id.*, § 708.030(c).)

Request for Judicial Notice

Plaintiff requests that the court take judicial notice of the following in support of its motion:

1. TS Media, Inc. California Secretary of State Statement of Information, filed on July 26, 2021. ("Exhibit 20.")
2. Tavis Smiley Foundation California Secretary of State Electronic Filing on September 30, 2021. ("Exhibit 21.")
3. The Smiley Group, Inc. California Secretary of State Electronic Filing on March 3, 2022. ("Exhibit 22.")
4. Tavis Smiley Presents, Inc. California Secretary of State Statement of Information, filed on September 21, 2020. ("Exhibit 23.")
5. Tavis Smiley Presents, Inc. California Secretary of State Certificate of Dissolution, filed on October 22, 2020. ("Exhibit 24.")
6. Smiley Radio Properties, Inc. California Secretary of State Statement of Information, filed on March 3, 2022. ("Exhibit 25.")
7. High Quality Speakers Bureau, Secretary of State Statement of Information, filed on July 24, 2008, and Secretary of State Statement of No Change, filed December 18, 2020. ("Exhibit 26.")
8. Sivats Productions Secretary of State Statement of Information, filed on July 24, 2008, Secretary of State Statement of No change, filed on April 8, 2019, and California Secretary of State Certificate of Dissolution, filed on October 22, 2020. ("Exhibit 27.")

03/23/2023

The court GRANTS Plaintiff's request for judicial notice. (Evid. Code § 452(h); see *In re Joseph H.* (2015) 237 Cal.App.4th 517, 541-42 ["We can take judicial notice of official acts and public records, but we cannot take judicial notice of the truth of the matters stated therein."]; *Glaski v. Bank of America* (2013) 218 Cal.App.4th 1079, 1090 ["Courts can take judicial notice of the existence, content and authenticity of public records and other specified documents, but do not take judicial notice of the truth of the factual matters asserted in those documents."].)

Evidentiary Objections

The court rules on Defendant's evidentiary objections in support of its opposition to motion as follows:

1. Objection No. 1: OVERRULED – Former Testimony. (Evid. Code §§ 1290-1291.)
Further, the moving party is not precluded by hearsay to set forth facts showing good cause to justify the discovery. (See *Grannis v. Board of Medical Examiners* (1971) 19 Cal.App.3d 551, 564 ["The facts that must be set forth in the affidavit other than the statutory requirements, may not be alleged on information and belief without setting forth facts in support of said information and belief"].) Here, the facts establishing good cause are set forth in the exhibit attached to the declaration, and such facts and their relevancy are discussed in the memorandum of points and authorities. Thus, the court finds the evidence is admissible for the purpose of satisfying "good cause" requirement of CCP § 2031.310(b)(1).
2. Objection No. 2: OVERRULED – The court incorporates herein the same discussion from Objection No. 1. The court overrules on the same grounds therein.
3. Objection No. 3: OVERRULED – The court incorporates herein the same discussion from Objection No. 1. The court overrules on the same grounds therein.

03/23/2023

4. Objection No. 4: OVERRULED – The court incorporates herein the same discussion from Objection No. 1. The court overrules on the same grounds therein.
5. Objection No. 5: OVERRULED – The court incorporates herein the same discussion from Objection No. 1. The court overrules on the same grounds therein.
6. Objection No. 6: OVERRULED – The court incorporates herein the same discussion from Objection No. 1. The court overrules on the same grounds therein.
7. Objection No. 7: OVERRULED – The court incorporates herein the same discussion from Objection No. 1. The court overrules on the same grounds therein.
8. Objection No. 8: OVERRULED – The court incorporates herein the same discussion from Objection No. 1. The court overrules on the same grounds therein.
9. Objection No. 9: OVERRULED – The court incorporates herein the same discussion from Objection No. 1. The court overrules on the same grounds therein.
10. Objection No. 10: OVERRULED – The court incorporates herein the same discussion from Objection No. 1. The court overrules on the same grounds therein.
11. Objection No. 11: OVERRULED – The court incorporates herein the same discussion from Objection No. 1. The court overrules on the same grounds therein.
12. Objection No. 12: OVERRULED – The court incorporates herein the same discussion from Objection No. 1. The court overrules on the same grounds therein.

Discussion

Merits of the Motion

Plaintiff Public Broadcasting Service moves to compel further responses from defendant TS Media, Inc. to Requests for Production Nos. 1-13 and Special Interrogatories Nos. 1-28. Plaintiff contends that the discovery is necessary to show that Smiley and other Smiley entities have alter-ego relationships with TS Media and share liability for the judgment.

Defendant contends that Plaintiff did not make any alter-ego allegations and named no parties other than TS Media as counter-defendants in the underlying case. Defendant argues that Plaintiff has offered no evidence of commingling, improprieties, or any other requirements for veil piercing. Defendant asserts that it did not offer wholesale objections—Defendant only objects to overbroad, burdensome requests seeking private, confidential information concerning Smiley personally and other entities that have nothing to do with this matter.

Requests for Production Nos. 1-13 states the following:

Request for Production No. 1:

All DOCUMENTS REFLECTING any assets or properties (real or personal, tangible or intangible) owned by Mr. Smiley or by any SMILEY ENTITY in whole or in part at any time within the last ten (10) years.

Request for Production No. 2:

For each such asset or property identified in response to Request for Production No. 1, all DOCUMENTS REFLECTING: a) The value of such asset or property at any time within the last ten years; b) Where such asset or property is held or located; c) How or for what consideration such asset or property was obtained; d) When such asset or property was obtained; e) From whom such asset or property was obtained; f) Which person held such asset or property; g) Whether any interest in such asset or property has ever been transferred; h) Whether any interest in such asset or property has ever been encumbered; and i) If any interest in such asset or property has been transferred or encumbered, when, how, to whom or for what consideration it was transferred or encumbered.

Request for Production No. 3:

Any DOCUMENTS REFLECTING the income, assets, liabilities, revenues, or expenses during any period over the last ten (10) years for Mr. Smiley or any of the SMILEY ENTITIES. The requested DOCUMENTS include but are not limited to general ledgers, general ledger detail statements, balance sheets, and income statements (annual and/or monthly).

Request for Production No. 4:

All DOCUMENTS identifying any owner, director, officer, partner, member, employee, manager or trustee of any SMILEY ENTITIES, and the DATES such PERSON occupied such position or role, at any time from the inception of the formation of such entity to date.

///

Request for Production No. 5:

All organizational DOCUMENTS (such as articles of incorporation, bylaws, LLC or partnership agreements) for any SMILEY ENTITY, and any amendments or changes to them, from the inception of the formation of such entity to date.

Request for Production No. 6:

For each SMILEY ENTITY, all DOCUMENTS RELATING TO shareholder, member or partner meetings or resolutions, or meetings or resolutions of directors, officers, trustees, or other managers over the last ten (10) years.

Request for Production No. 7:

All DOCUMENTS RELATING TO the initial capitalization of any SMILEY ENTITY.

Request for Production No. 8:

All DOCUMENTS CONCERNING the purpose for which any SMILEY ENTITY was formed.

Request for Production No. 9:

All DOCUMENTS REFLECTING or CONCERNING the adequacy or inadequacy of the initial capitalization of any SMILEY ENTITY.

Request for Production No. 10:

For all SMILEY ENTITIES, any filings with any state authorities (such as the California Secretary of State) responsible for entity organization or formalities.

Request for Production No. 11:

All DOCUMENTS REFLECTING transactions (including but not limited to loans or intercompany transfers) between or among one or more of the SMILEY ENTITIES and/or Mr. Smiley over the last ten (10) years.

Request for Production No. 12:

All DOCUMENTS REFLECTING assets, services, properties, debts or privileges shared between or among one or more of the SMILEY ENTITIES and/or Mr. Smiley, or provided by one or more of them to another one or more of them.

Request for Production No. 13:

All DOCUMENTS REFLECTING policies on transactions (including but not limited to loans or intercompany transfers) between or among any one or more of the SMILEY ENTITIES and/or Mr. Smiley.

Special Interrogatories Nos. 1-28 states the following:

Special Interrogatory No. 1:

IDENTIFY each entity ever OWNED by Tavis Smiley. [For purposes of these Interrogatories, "OWNED" means to have any ownership interest, whether total or partial, directly or indirectly. For purposes of Interrogatory Nos. 1-10, "IDENTIFY" means state the name, nature of entity, address, email address, phone number and place and date of organization.]

Special Interrogatory No. 2:

IDENTIFY each entity in which Tavis Smiley has ever been an officer.

Special Interrogatory No. 3:

IDENTIFY each entity in which Tavis Smiley has ever been a director.

Special Interrogatory No. 4:

IDENTIFY each entity in which Tavis Smiley has ever been a trustee.

Special Interrogatory No. 5:

IDENTIFY each entity in which Tavis Smiley has ever been a member.

Special Interrogatory No. 6:

IDENTIFY each entity in which Tavis Smiley has ever been a manager.

Special Interrogatory No. 7:

IDENTIFY each entity in which Tavis Smiley has ever been a partner.

Special Interrogatory No. 8:

IDENTIFY each entity ever OWNED by any SMILEY ENTITY. [For purposes of these Interrogatories, "SMILEY ENTITY" refers to TS Media, Inc., Tavis Smiley Presents, Inc., The Smiley Group, Inc., High Quality Speakers Bureau, Tavis Smiley Foundation, Smiley Radio Properties, TSP Chicago LLC, Smiley Media, Inc., the Smiley Report LLC, Media 1 Investments, Inc., Maple Communications, Inc., and/or any other entity identified in your response to Interrogatory Nos. 1-7.]

Special Interrogatory No. 9:

IDENTIFY each entity which has ever had a LEADERSHIP REPRESENTATIVE in common with any SMILEY ENTITY.

Special Interrogatory No. 10:

IDENTIFY each entity which has ever been affiliated with any SMILEY ENTITY.

Special Interrogatory No. 11:

For each SMILEY ENTITY, state the INITIAL CAPITALIZATION of such entity. [For purposes of these Interrogatories, "INITIAL CAPITALIZATION" means the amount and source of any initial capitalization.]

Special Interrogatory No. 12:

For each entity identified in your response to Interrogatory No. 9, state the INITIAL CAPITALIZATION of such entity.

Special Interrogatory No. 13:

For each entity identified in your response to Interrogatory No. 10, state the INITIAL CAPITALIZATION of such entity.

Special Interrogatory No. 14:

If you contend the INITIAL CAPITALIZATION for any SMILEY ENTITY was adequate, state why you so contend.

Special Interrogatory No. 15:

If you contend the INITIAL CAPITALIZATION for any entity identified in your response to Interrogatory No. 9 was adequate, state why you so contend.

Special Interrogatory No. 16:

If you contend the INITIAL CAPITALIZATION for any entity identified in your response to Interrogatory No. 10 was adequate, state why you so contend.

Special Interrogatory No. 17:

IDENTIFY each parcel of real property OWNED by any SMILEY ENTITY.

[For purposes of Interrogatories Nos. 17-19, "IDENTIFY" means state the address or other geographic locator for the property, description of the property, nature of the interest held and by which person(s), how, when and for what consideration the interest was obtained, estimated value of the interest at any time over the last ten (10) years, and whether the entity still holds the interest, and if not, when, to whom, how and for what consideration it was transferred.]

Special Interrogatory No. 18:

IDENTIFY each parcel of real property OWNED by each entity identified in response to Interrogatory No. 9.

Special Interrogatory No. 19:

IDENTIFY each parcel of real property OWNED by each entity identified in response to Interrogatory No. 10.

Special Interrogatory No. 20:

For each parcel of real property identified in response to Interrogatory Nos. 17-19 that is encumbered, state the amount of the encumbrance.

Special Interrogatory No. 21:

For each parcel of real property identified in response to Interrogatory No. 20, state the identity of the person/entity holding the encumbrance.

03/23/2023

Special Interrogatory No. 22:

IDENTIFY all other PROPERTY OWNED by any SMILEY ENTITY. [For purposes of these Interrogatories, "PROPERTY" means property of any kind other than real property, whether tangible or intangible, including but not limited to cash, stocks, bank accounts, furniture, fixtures, copyrights, script rights, other intellectual property, leases, promissory notes, debts owed, or choses in action. For purposes of Interrogatory Nos. 22-24, "IDENTIFY" means state the description of PROPERTY, where it is located or how held, by what person(s) held, how, when and for what consideration the interest was obtained, the estimated value at any time over the last ten (10) years, whether the person(s) still holds the PROPERTY, and if not, when, to whom, how and for what consideration it was transferred.]

Special Interrogatory No. 23:

IDENTIFY all other PROPERTY OWNED by each entity identified in response to Interrogatory No. 9.

Special Interrogatory No. 24:

IDENTIFY all other PROPERTY OWNED by each entity identified in response to Interrogatory No. 10.

Special Interrogatory No. 25:

For each piece of PROPERTY identified in response to Interrogatory Nos. 22-24 that is encumbered, state the amount of the encumbrance.

Special Interrogatory No. 26:

For each piece of PROPERTY identified in response to Interrogatory No. 25, state the identity of the person holding the encumbrance.

Special Interrogatory No. 27:

IDENTIFY all REPRESENTATIVES of each SMILEY ENTITY. [For purposes of these Interrogatories, "REPRESENTATIVES" means owners, officers, directors, partners, managers, employees, trustees, and members. For purposes of Interrogatory Nos. 27-29, "IDENTIFY" means state the name, title, address, email address, phone number, and the dates when the identified person had such a role or position.]

Special Interrogatory No. 28:

IDENTIFY all REPRESENTATIVES of each entity identified in response to Interrogatory No. 9.

"Ordinarily, a corporation is regarded as a legal entity, separate and distinct from its stockholders, officers and directors, with separate and distinct liabilities and obligations.

[Citations.]” (*Sonora Diamond Corp. v. Superior Court* (2000) 83 Cal.App.4th 523, 538.) “In California, two conditions must be met before the alter ego doctrine will be invoked. First, there must be such a unity of interest and ownership between the corporation and its equitable owner that the separate personalities of the corporation and the shareholder do not in reality exist. Second, there must be an inequitable result if the acts in question are treated as those of the corporation alone.” (*Sonora Diamond Corp. v. Superior Court* (2000) 83 Cal.App.4th 523, 538.) In applying alter ego liability, numerous factors may be considered under the particular circumstances of each case. (*Zoran Corp. v. Chen* (2010) 185 Cal.App.4th 799, 811.)

“The alter ego test encompasses a host of factors: ‘[1] [c]ommingling of funds and other assets, failure to segregate funds of the separate entities, and the unauthorized diversion of corporate funds or assets to other than corporate uses . . . ; [2] the treatment by an individual of the assets of the corporation as his own . . . ; [3] the failure to obtain authority to issue stock or to subscribe to or issue the same . . . ; [4] the holding out by an individual that he is personally liable for the debts of the corporation . . . ; the failure to maintain minutes or adequate corporate records, and the confusion of the records of the separate entities . . . ; [5] the identical equitable ownership in the two entities; the identification of the equitable owners thereof with the domination and control of the two entities; identification of the directors and officers of the two entities in the responsible supervision and management; sole ownership of all of the stock in a corporation by one individual or the members of a family . . . ; [6] the use of the same office or business location; the employment of the same employees and/or attorney . . . ; [7] the failure to adequately capitalize a corporation; the total absence of corporate assets, and undercapitalization . . . ; [8] the use of a corporation as a mere shell, instrumentality or conduit for a single venture or the business of an individual or another corporation . . . ; [9] the concealment and misrepresentation of the identity of the responsible ownership, management and financial interest, or concealment of personal business activities . . . ; [10] the disregard of legal

formalities and the failure to maintain arm's length relationships among related entities . . . ; [11] the use of the corporate entity to procure labor, services or merchandise for another person or entity . . . ; [12] the diversion of assets from a corporation by or to a stockholder or other person or entity, to the detriment of creditors, or the manipulation of assets and liabilities between entities so as to concentrate the assets in one and the liabilities in another . . . ; [13] the contracting with another with intent to avoid performance by use of a corporate entity as a shield against personal liability, or the use of a corporation as a subterfuge of illegal transactions . . . ; [14] and the formation and use of a corporation to transfer to it the existing liability of another person or entity.' . . . [¶] This long list of factors is not exhaustive. The enumerated factors may be considered '[a]mong' others 'under the particular circumstances of each case.' . . . 'No single factor is determinative, and instead a court must examine all the circumstances to determine whether to apply the doctrine' (*Greenspan v. LADT, LLC* (2010) 191 Cal.App.4th 486, 512-13, quoting *Zoran Corp. v. Chen* (2010) 185 Cal.App.4th 799, 811-12, omitting citations.)

a. Good Cause

Given Plaintiff's discovery requests and the caselaw on alter-ego liability, the court finds Defendant's argument—that Plaintiff provides no alter-ego evidence establishing good cause for the discovery—is without merit. Here, Plaintiff shows that Defendant alleged in its own complaint in the D.C. Action that "[TS Media], [Tavis Smiley Presents, Inc.], and [The Smiley Group, Inc.] are corporations owned by Tavis Smiley, have the same employees and are sister companies, which are used by Mr. Smiley for different purposes." (Gaut Decl., ¶ 3, Exh. 8 [D.C. Action Compl., ¶ 15].) Further, the Statement of Information filings show that Smiley is CEO, CFO, Secretary, and Director of these entities. (RJN, Exhs. 20, 22, 23; see Gaut Decl., ¶ 16.) These entities also use the same business addresses—9595 Wilshire Blvd., Suite 701, Beverly Hills, CA 90212 or 4434 Crenshaw Blvd., Los Angeles, CA 90008. (*Id.*) Statement of

03/23/2023

Information filings also show that Smiley owns and is the only officer of several other entities: Smiley Radio Properties, Inc., High Quality Speakers Bureau, and Sivat Productions, Inc. (RJN, Exhs. 25-27; see Gaut Decl., ¶ 16.) As discussed above, entities with the same owners, officers, directors, employees, and addresses are factors that tend to favor an alter-ego finding. (See *Greenspan, supra*, 191 Cal.App.4th at 512-13.)

Further, Plaintiff presents testimony from its expert witness, Drew Hauge, who testified at trial and documented in his expert report the commingling of funds between TS Media and The Smiley Group. (See Gaut Decl., ¶¶ 5-6, Exhs. 10-11.) Plaintiff provides the deposition testimony of The Smiley Group's accounting personnel, Brian Prater and Monique Jackson, which show that TS Media funds, were used for reasons unrelated the corporate purposes of producing the *Tavis Smiley* show. (See *id.* at ¶ 11, Exhs. 15-16.) Plaintiff also presents TS Media's balance sheet as of December 31, 2015, which has indications that the corporation was undercapitalized. (See *id.* at ¶ 7, Exh. 12.) As discussed above, commingling, undercapitalization, and unauthorized diversion of corporate funds to purposes other than corporate uses are factors that tend to favor an alter-ego finding. (See *Greenspan, supra*, 191 Cal.App.4th at 512-13.)

Based on the foregoing, the court finds that Plaintiff establishes good cause for the discovery it seeks. Defendant contends that Plaintiff provides no evidence establishing any basis for alter-ego liability. However, Plaintiff need not entirely prove that Defendant is subject to alter-ego liability simply to obtain relevant discovery. Under CCP § 2031.310(b)(1), Plaintiff need only "set forth specific facts showing good cause justifying the discovery sought by the demand." Here, Plaintiff presents an ample amount of evidence and declarations that sufficiently set forth specific facts showing good cause justifying Plaintiff's production requests. As to Plaintiff's interrogatories, there are no "good cause" requirements for interrogatories.

Regardless, Plaintiff's interrogatories are directly relevant to assessing the alter-ego factors discussed above.

b. Privacy Rights

Defendant also objects to Plaintiff's discovery on the ground of privacy. Defendant contends that it and third parties have a privacy right in their financial information and records.

"The state Constitution expressly grants Californians a right of privacy. (Cal. Const., art. I, §1.) Protection of informational privacy is the provision's central concern." (*Williams v. Superior Court* (2017) 3 Cal.5th 531, 552.) "[W]hen a discovery request seeks information implicating the constitutional right of privacy, to order discovery simply upon a showing that the Code of Civil Procedure section 2017.010 test for relevance has been met is an abuse of discretion." (*Williams, supra*, 3 Cal.5th at 556, citations omitted.)

In *Hill v. National Collegiate Athletic Assn.* (1994) 7 Cal.4th 1, 35-37, the California Supreme Court "established a framework for evaluating potential invasions of privacy. The party asserting a privacy right must establish a legally protected privacy interest, an objectively reasonable expectation of privacy in the given circumstances, and a threatened intrusion that is serious. . . . The party seeking information may raise in response whatever legitimate and important countervailing interests disclosure serves, while the party seeking protection may identify feasible alternatives that serve the same interests or protective measures that would diminish the loss of privacy. A court must then balance these competing considerations." (*Williams v. Superior Court* (2017) 3 Cal.5th 531, 552, citations omitted.) If the party asserting a privacy right fails to satisfy all three *Hill* requirements, the court need not proceed to the fourth step of balancing competing interests. (See *id.* at 555 ["Because two of the three threshold *Hill* requirements are absent here, we need not move on to a balancing of interests."].)

In *Hill*, the Court “explained that not every assertion of a privacy interest under article I, section 1 must be overcome by a ‘compelling interest.’ A ‘compelling interest’ is still required to justify an obvious invasion of an interest fundamental to personal autonomy.” (*Williams, supra*, 3 Cal.5th at 556, internal quotations omitted.) “But whenever lesser interests are at stake, the more nuanced framework discussed above applies, with the strength of the countervailing interest sufficient to warrant disclosure of private information varying according to the strength of the privacy interest itself, the seriousness of the invasion, and the availability of alternatives and protective measures.” (*Id.*)

“A right of privacy exists as to a party's confidential financial affairs, even when the information sought is admittedly relevant to the litigation.” (*Cobb v. Superior Court* (1979) 99 Cal.App.3d 543, 550.) “Generally, witnesses are not permitted to decline to participate in civil discovery, even when the information sought from them is personal or private.” (*Puerto v. Superior Court* (2008) 158 Cal.App.4th 1242, 1256-57.)

In balancing Plaintiff's interest in discovery and Defendant's and third parties' privacy interests in their financial information and records, the court finds that Plaintiff's interest outweighs Defendant's and third parties' interests. Plaintiff's discovery requests are *directly* relevant to assessing the alter-ego factors and to demonstrating whether Defendant is subject to alter-ego liability. Plaintiff presents a fair amount of evidence that Defendant is undercapitalized and has divested assets such that there may be an inequitable result if the acts in question are treated as Defendant's alone. Given Plaintiff's evidence and the specific facts Plaintiff sets forth, the court finds that Plaintiff demonstrates a substantial or compelling interest in the discovery it seeks to collect on its judgment against Defendant.

While the court acknowledges that Defendant and third parties have a strong interest in their financial information and records, such concerns can mostly be offset by a protective order. Defendant fails to establish that an appropriate protective order would be insufficient to protect

against privacy issues. Regardless, Defendant fails to demonstrate that any of the discovery Plaintiff seeks here is not directly relevant to evaluating the alter-ego factors. Defendant does not show that Plaintiff cannot seek to establish alter-ego liability, which may be essential for Plaintiff to enforce the judgment. Accordingly, in the balancing the parties' respective interests, the court finds Plaintiff's interest in discovery outweighs Defendant's and third parties' privacy interests.

c. Alter-Ego Allegations

In addition, Defendant asserts that Plaintiff's motion should be denied because Plaintiff failed to make any alter-ego allegations and named no parties other than TS Media as counter-defendants in the underlying case. Defendant maintains that alter-ego liability was not an issue at trial in the underlying case.

The court finds Defendant's argument is unsupported. A claimant need not allege or prove alter-ego liability before entry of judgment; a court may amend its judgment at any time to properly designate the real defendants. (See *Misik v. D'Arco* (2011) 197 Cal.App.4th 1065, 1074-75 ["The trial court also appears to have denied the motion to amend the judgment, in part, because Misik did not allege the alter ego doctrine in the underlying lawsuit. Code of Civil Procedure section 187, however, does not require that the ground for such a motion be alleged and proved before entry of judgment. [Citations.] A court may amend its judgment so it will properly designate the real defendants at any time [citation], including after judgment [citation].".]) Thus, the fact that Plaintiff did not previously plead or prove alter-ego liability at trial does not preclude Plaintiff from seeking to amend the judgment to add alter egos.

Based on the foregoing, the court GRANTS Plaintiff's motion to compel postjudgment discovery. The court orders Defendant to served further verified responses, without objections, to

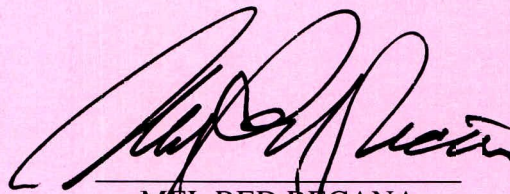
Requests for Production Nos. 1-13 and Special Interrogatories Nos. 1-28, within 30 days of the date of this ruling. The court orders the parties to meet and confer and submit a stipulated protective order within 10 days of the date of this ruling.

Request for Monetary Sanctions

Neither party requests for monetary sanction with respect to this motion.

It is so ordered.

Dated: March 22, 2023



MEL RED RICANA
Judge of the Superior Court

03/23/2023

EXHIBIT 2

Fill in this information to identify the case:

Debtor name **TS Media, Inc.**

United States Bankruptcy Court for the: **CENTRAL DISTRICT OF CALIFORNIA-L.A.**

Case number (if known) _____

☐ Check if this is an amended filing

Official Form 206A/B

Schedule A/B: Assets - Real and Personal Property

12/15

Disclose all property, real and personal, which the debtor owns or in which the debtor has any other legal, equitable, or future interest. Include all property in which the debtor holds rights and powers exercisable for the debtor's own benefit. Also include assets and properties which have no book value, such as fully depreciated assets or assets that were not capitalized. In Schedule A/B, list any executory contracts or unexpired leases. Also list them on *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G).

Be as complete and accurate as possible. If more space is needed, attach a separate sheet to this form. At the top of any pages added, write the debtor's name and case number (if known). Also identify the form and line number to which the additional information applies. If an additional sheet is attached, include the amounts from the attachment in the total for the pertinent part.

For Part 1 through Part 11, list each asset under the appropriate category or attach separate supporting schedules, such as a fixed asset schedule or depreciation schedule, that gives the details for each asset in a particular category. List each asset only once. In valuing the debtor's interest, do not deduct the value of secured claims. See the instructions to understand the terms used in this form.

Part 1: Cash and cash equivalents

1. Does the debtor have any cash or cash equivalents?

- ☐ No. Go to Part 2.
☒ Yes Fill in the information below.

All cash or cash equivalents owned or controlled by the debtor

Current value of debtor's interest

3. Checking, savings, money market, or financial brokerage accounts (Identify all)

Name of institution (bank or brokerage firm)

Type of account

Last 4 digits of account number

3.1. **City National Bank**

Checking

3156

\$511.21

4. Other cash equivalents (Identify all)

5. Total of Part 1.

Add lines 2 through 4 (including amounts on any additional sheets). Copy the total to line 80.

\$511.21

Part 2: Deposits and Prepayments

6. Does the debtor have any deposits or prepayments?

- ☒ No. Go to Part 3.
☐ Yes Fill in the information below.

Part 3: Accounts receivable

10. Does the debtor have any accounts receivable?

- ☒ No. Go to Part 4.
☐ Yes Fill in the information below.

Part 4: Investments

13. Does the debtor own any investments?

- ☒ No. Go to Part 5.
☐ Yes Fill in the information below.

Debtor **TS Media, Inc.** Case number (if known) _____
Name

Part 5: Inventory, excluding agriculture assets

18. Does the debtor own any inventory (excluding agriculture assets)?

- ☒ No. Go to Part 6.
☐ Yes Fill in the information below.

Part 6: Farming and fishing-related assets (other than titled motor vehicles and land)

27. Does the debtor own or lease any farming and fishing-related assets (other than titled motor vehicles and land)?

- ☒ No. Go to Part 7.
☐ Yes Fill in the information below.

Part 7: Office furniture, fixtures, and equipment; and collectibles

38. Does the debtor own or lease any office furniture, fixtures, equipment, or collectibles?

- ☒ No. Go to Part 8.
☐ Yes Fill in the information below.

Part 8: Machinery, equipment, and vehicles

46. Does the debtor own or lease any machinery, equipment, or vehicles?

- ☒ No. Go to Part 9.
☐ Yes Fill in the information below.

Part 9: Real property

54. Does the debtor own or lease any real property?

- ☒ No. Go to Part 10.
☐ Yes Fill in the information below.

Part 10: Intangibles and intellectual property

59. Does the debtor have any interests in intangibles or intellectual property?

- ☐ No. Go to Part 11.
☒ Yes Fill in the information below.

	General description	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
60.	Patents, copyrights, trademarks, and trade secrets			
61.	Internet domain names and websites			
62.	Licenses, franchises, and royalties			
63.	Customer lists, mailing lists, or other compilations			
64.	Other intangibles, or intellectual property Debtor has rights to a multitude of cassettes/tapes of media content featuring interviews of high-profile celebrities and entertainers conducted by Tavis Smiley. The film library is currently being held in an Iron Mountain storage facility. Debtor owns the intellectual property rights to this content.	Unknown	N/A	Unknown

65. Goodwill

Debtor **TS Media, Inc.**
Name

Case number (if known)

66. **Total of Part 10.**

Add lines 60 through 65. Copy the total to line 89.

\$0.00

67. **Do your lists or records include personally identifiable information of customers** (as defined in 11 U.S.C. §§ 101(41A) and 107?)

- ☒ No
☐ Yes

68. **Is there an amortization or other similar schedule available for any of the property listed in Part 10?**

- ☒ No
☐ Yes

69. **Has any of the property listed in Part 10 been appraised by a professional within the last year?**

- ☒ No
☐ Yes

Part 11: All other assets

70. **Does the debtor own any other assets that have not yet been reported on this form?**

Include all interests in executory contracts and unexpired leases not previously reported on this form.

- ☒ No. Go to Part 12.
☐ Yes Fill in the information below.

Debtor **TS Media, Inc.**
Name

Case number (if known)

Part 12: Summary

In Part 12 copy all of the totals from the earlier parts of the form

Type of property	Current value of personal property	Current value of real property
80. Cash, cash equivalents, and financial assets. <i>Copy line 5, Part 1</i>	\$511.21	
81. Deposits and prepayments. <i>Copy line 9, Part 2.</i>	\$0.00	
82. Accounts receivable. <i>Copy line 12, Part 3.</i>	\$0.00	
83. Investments. <i>Copy line 17, Part 4.</i>	\$0.00	
84. Inventory. <i>Copy line 23, Part 5.</i>	\$0.00	
85. Farming and fishing-related assets. <i>Copy line 33, Part 6.</i>	\$0.00	
86. Office furniture, fixtures, and equipment; and collectibles. <i>Copy line 43, Part 7.</i>	\$0.00	
87. Machinery, equipment, and vehicles. <i>Copy line 51, Part 8.</i>	\$0.00	
88. Real property. <i>Copy line 56, Part 9.....></i>		\$0.00
89. Intangibles and intellectual property. <i>Copy line 66, Part 10.</i>	Unknown	
90. All other assets. <i>Copy line 78, Part 11.</i>	+ \$0.00	
91. Total. Add lines 80 through 90 for each column	\$511.21	+ 91b. \$0.00
92. Total of all property on Schedule A/B. Add lines 91a+91b=92		\$511.21

Fill in this information to identify the case:

Debtor name **TS Media, Inc.**

United States Bankruptcy Court for the: **CENTRAL DISTRICT OF CALIFORNIA-L.A.**

Case number (if known) _____

☐ Check if this is an amended filing

Official Form 206D

Schedule D: Creditors Who Have Claims Secured by Property

12/15

Be as complete and accurate as possible.

1. Do any creditors have claims secured by debtor's property?

- ☐ No. Check this box and submit page 1 of this form to the court with debtor's other schedules. Debtor has nothing else to report on this form.
- ☒ Yes. Fill in all of the information below.

Part 1: List Creditors Who Have Secured Claims

2. List in alphabetical order all creditors who have secured claims. If a creditor has more than one secured claim, list the creditor separately for each claim.

		Column A Amount of claim Do not deduct the value of collateral.	Column B Value of collateral that supports this claim	
2.1	Iron Mountain <small>Creditor's Name</small> 1035 N Highland Ave #1025 Los Angeles, CA 90038 <small>Creditor's mailing address</small> <small>Creditor's email address, if known</small> Date debt was incurred 2020-2022 Last 4 digits of account number Z326 Do multiple creditors have an interest in the same property? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Specify each creditor, including this creditor and its relative priority.	Describe debtor's property that is subject to a lien Storage Fees for film library Describe the lien Warehouseman's Lien Is the creditor an insider or related party? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes Is anyone else liable on this claim? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Fill out <i>Schedule H: Codebtors</i> (Official Form 206H) As of the petition filing date, the claim is: Check all that apply <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed	\$105,403.56	\$0.00

2.2	Public Broadcasting Service (PBS) <small>Creditor's Name</small> Mitchell Silberberg & Knupp LLP c/o Kevin E. Gaut, Esq. 2049 Century Park East, 18th Floor Los Angeles, CA 90067 <small>Creditor's mailing address</small> <small>Creditor's email address, if known</small> Date debt was incurred 08/05/2020 Last 4 digits of account number	Describe debtor's property that is subject to a lien State Court Judgment per 12/17/21 notice of judgment lien. (Los Angeles County Superior Court No. 21STCP03147) Describe the lien Judgment Lien/ORAP Is the creditor an insider or related party? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes Is anyone else liable on this claim? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Fill out <i>Schedule H: Codebtors</i> (Official Form 206H)	\$2,899,136.32	\$0.00
------------	---	---	-----------------------	---------------

Debtor **TS Media, Inc.** Case number (if known) _____
Name

Do multiple creditors have an interest in the same property?

☒ No

☐ Yes. Specify each creditor, including this creditor and its relative priority.

As of the petition filing date, the claim is:

Check all that apply

☐ Contingent

☐ Unliquidated

☐ Disputed

3. Total of the dollar amounts from Part 1, Column A, including the amounts from the Additional Page, if any.

\$3,004,539.8
8

Part 2: List Others to Be Notified for a Debt Already Listed in Part 1

List in alphabetical order any others who must be notified for a debt already listed in Part 1. Examples of entities that may be listed are collection agencies, assignees of claims listed above, and attorneys for secured creditors.

If no others need to be notified for the debts listed in Part 1, do not fill out or submit this page. If additional pages are needed, copy this page.

Name and address

On which line in Part 1 did you enter the related creditor?

Last 4 digits of account number for this entity

Fill in this information to identify the case:

Debtor name **TS Media, Inc.**

United States Bankruptcy Court for the: **CENTRAL DISTRICT OF CALIFORNIA-L.A.**

Case number (if known) _____

☐ Check if this is an
amended filing

Official Form 206E/F

Schedule E/F: Creditors Who Have Unsecured Claims

12/15

Be as complete and accurate as possible. Use Part 1 for creditors with PRIORITY unsecured claims and Part 2 for creditors with NONPRIORITY unsecured claims. List the other party to any executory contracts or unexpired leases that could result in a claim. Also list executory contracts on *Schedule A/B: Assets - Real and Personal Property* (Official Form 206A/B) and on *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G). Number the entries in Parts 1 and 2 in the boxes on the left. If more space is needed for Part 1 or Part 2, fill out and attach the Additional Page of that Part included in this form.

Part 1: List All Creditors with PRIORITY Unsecured Claims

1. Do any creditors have priority unsecured claims? (See 11 U.S.C. § 507).

☐ No. Go to Part 2.

☒ Yes. Go to line 2.

2. List in alphabetical order all creditors who have unsecured claims that are entitled to priority in whole or in part. If the debtor has more than 3 creditors with priority unsecured claims, fill out and attach the Additional Page of Part 1.

2.1 Priority creditor's name and mailing address
**City of Los Angeles
Office of Finance- Tax Collections
PO Box 102657
Pasadena, CA 91189-2657**

Date or dates debt was incurred _____

Last 4 digits of account number **4132**

Specify Code subsection of PRIORITY
unsecured claim: 11 U.S.C. § 507(a) (8)

As of the petition filing date, the claim is:

Check all that apply.

☐ Contingent

☐ Unliquidated

☐ Disputed

Basis for the claim:

Finance Tax

Is the claim subject to offset?

☒ No

☐ Yes

Total claim	Priority amount
\$15,434.71	\$15,434.71

Part 2: List All Creditors with NONPRIORITY Unsecured Claims

3. List in alphabetical order all of the creditors with nonpriority unsecured claims. If the debtor has more than 6 creditors with nonpriority unsecured claims, fill out and attach the Additional Page of Part 2.

3.1 Nonpriority creditor's name and mailing address
**BARTON, KLUGMAN & OETTING LLP
350 SOUTH GRAND AVENUE #2200
Los Angeles, CA 90071-3485**

Date(s) debt was incurred **2018-2020**

Last 4 digits of account number **0802**

As of the petition filing date, the claim is: Check all that apply.

☐ Contingent

☐ Unliquidated

☐ Disputed

Basis for the claim: **Legal Fees**

Is the claim subject to offset? ☒ No ☐ Yes

Amount of claim
\$828,359.31

3.2 Nonpriority creditor's name and mailing address
**BROWNING & BROWNING LLP
9595 WILSHIRE BLVD. #701
Beverly Hills, CA 90212**

Date(s) debt was incurred **2018-2020**

Last 4 digits of account number _____

As of the petition filing date, the claim is: Check all that apply.

☐ Contingent

☐ Unliquidated

☐ Disputed

Basis for the claim: **Legal Fees**

Is the claim subject to offset? ☒ No ☐ Yes

\$187,043.95

Debtor	TS Media, Inc. Name _____	Case number (if known) _____
--------	-------------------------------------	------------------------------

3.3	Nonpriority creditor's name and mailing address Cortina Productions 1651 OLD MEADOW ROAD #400 Mc Lean, VA 22102 Date(s) debt was incurred _____ Last 4 digits of account number _____	As of the petition filing date, the claim is: <i>Check all that apply.</i> \$31,026.66 <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>Production services provided to Debtor</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
-----	--	---

3.4	Nonpriority creditor's name and mailing address ENTERTAINMENT PARTNERS 2950 N. HOLLYWOOD WAY Burbank, CA 91505 Date(s) debt was incurred _____ Last 4 digits of account number _____	As of the petition filing date, the claim is: <i>Check all that apply.</i> \$20,232.31 <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>Payroll Service</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
-----	---	--

3.5	Nonpriority creditor's name and mailing address Epiq Global 3255 E. ELWOOD STREET Suite 110 Phoenix, AZ 85034 Date(s) debt was incurred _____ Last 4 digits of account number _____	As of the petition filing date, the claim is: <i>Check all that apply.</i> \$7,500.00 <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>Discovery production services provided to Debtor</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
-----	--	--

3.6	Nonpriority creditor's name and mailing address FREEMAN MATHIS & GARY LLP 100 Galleria Parkway, Suite 1600 Atlanta, GA 30339-5948 Date(s) debt was incurred <u>2018-2020</u> Last 4 digits of account number <u>4915</u>	As of the petition filing date, the claim is: <i>Check all that apply.</i> \$28,062.24 <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>Legal Fees</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
-----	---	---

3.7	Nonpriority creditor's name and mailing address Illuminate Hollywood 10900 Ventura Boulevard Studio City, CA 91604 Date(s) debt was incurred _____ Last 4 digits of account number _____	As of the petition filing date, the claim is: <i>Check all that apply.</i> Unknown <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>Studio Rental</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
-----	---	--

3.8	Nonpriority creditor's name and mailing address Lewis Baach Kaufmann Middlemiss PLL 1101 New York Avenue, N.W. #1000 Washington, DC 20005 Date(s) debt was incurred <u>2018-2020</u> Last 4 digits of account number <u>2490</u>	As of the petition filing date, the claim is: <i>Check all that apply.</i> \$187,960.83 <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>Legal Fees</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
-----	---	--

3.9	Nonpriority creditor's name and mailing address Van Dermeyden Makus Law Corporation 2520 Venture Oaks Way #450 Sacramento, CA 95833 Date(s) debt was incurred <u>2018-2020</u> Last 4 digits of account number _____	As of the petition filing date, the claim is: <i>Check all that apply.</i> \$48,075.89 <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>Legal Fees</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
-----	--	---

Debtor **TS Media, Inc.** Case number (if known) _____

Name

3.10 Nonpriority creditor's name and mailing address **As of the petition filing date, the claim is:** *Check all that apply.* **\$13,500.00**
WNET
825 Eighth Avenue
New York, NY 10019
 Date(s) debt was incurred _____
 Last 4 digits of account number _____
☐ Contingent
☐ Unliquidated
☐ Disputed
 Basis for the claim: **Production services provided to Debtor**
 Is the claim subject to offset? ☒ No ☐ Yes

Part 3: List Others to Be Notified About Unsecured Claims

4. List in alphabetical order any others who must be notified for claims listed in Parts 1 and 2. Examples of entities that may be listed are collection agencies, assignees of claims listed above, and attorneys for unsecured creditors.

If no others need to be notified for the debts listed in Parts 1 and 2, do not fill out or submit this page. If additional pages are needed, copy the next page.

Name and mailing address	On which line in Part 1 or Part 2 is the related creditor (if any) listed?	Last 4 digits of account number, if any
--------------------------	--	---

Part 4: Total Amounts of the Priority and Nonpriority Unsecured Claims

5. Add the amounts of priority and nonpriority unsecured claims.

5a. Total claims from Part 1

5b. Total claims from Part 2

5c. Total of Parts 1 and 2

Lines 5a + 5b = 5c.

Total of claim amounts	
5a.	\$ 15,434.71
5b. +	\$ 1,351,761.19
5c.	\$ 1,367,195.90

Fill in this information to identify the case:

Debtor name TS Media, Inc.

United States Bankruptcy Court for the: CENTRAL DISTRICT OF CALIFORNIA-L.A.

Case number (if known) _____

☐ Check if this is an
amended filing

Official Form 206G

Schedule G: Executory Contracts and Unexpired Leases

12/15

Be as complete and accurate as possible. If more space is needed, copy and attach the additional page, number the entries consecutively.

1. Does the debtor have any executory contracts or unexpired leases?

☒ No. Check this box and file this form with the debtor's other schedules. There is nothing else to report on this form.

☐ Yes. Fill in all of the information below even if the contacts of leases are listed on *Schedule A/B: Assets - Real and Personal Property*
(Official Form 206A/B).

2. List all contracts and unexpired leases

**State the name and mailing address for all other parties with
whom the debtor has an executory contract or unexpired
lease**

2.1 State what the contract or
lease is for and the nature
of the debtor's interest

State the term remaining

List the contract number of
any government contract _____

2.2 State what the contract or
lease is for and the nature
of the debtor's interest

State the term remaining

List the contract number of
any government contract _____

2.3 State what the contract or
lease is for and the nature
of the debtor's interest

State the term remaining

List the contract number of
any government contract _____

2.4 State what the contract or
lease is for and the nature
of the debtor's interest

State the term remaining

List the contract number of
any government contract _____

Fill in this information to identify the case:

Debtor name **TS Media, Inc.**

United States Bankruptcy Court for the: **CENTRAL DISTRICT OF CALIFORNIA-L.A.**

Case number (if known) _____

☐ Check if this is an
amended filing

Official Form 206H
Schedule H: Your Codebtors

12/15

Be as complete and accurate as possible. If more space is needed, copy the Additional Page, numbering the entries consecutively. Attach the Additional Page to this page.

1. Do you have any codebtors?

- ☒ No. Check this box and submit this form to the court with the debtor's other schedules. Nothing else needs to be reported on this form.
☐ Yes

2. In Column 1, list as codebtors all of the people or entities who are also liable for any debts listed by the debtor in the schedules of creditors, Schedules D-G. Include all guarantors and co-obligors. In Column 2, identify the creditor to whom the debt is owed and each schedule on which the creditor is listed. If the codebtor is liable on a debt to more than one creditor, list each creditor separately in Column 2.

Column 1: Codebtor

Column 2: Creditor

Name

Mailing Address

Name

Check all schedules
that apply:

2.1

Street

City State Zip Code

☐ D
☐ E/F
☐ G

2.2

Street

City State Zip Code

☐ D
☐ E/F
☐ G

2.3

Street

City State Zip Code

☐ D
☐ E/F
☐ G

2.4

Street

City State Zip Code

☐ D
☐ E/F
☐ G

Fill in this information to identify the case:

Debtor name TS Media, Inc.

United States Bankruptcy Court for the: CENTRAL DISTRICT OF CALIFORNIA-L.A.

Case number (if known) _____

☐ Check if this is an amended filing

Official Form 207

Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy

04/22

The debtor must answer every question. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known).

Part 1: Income

1. Gross revenue from business

☐ None.

Identify the beginning and ending dates of the debtor's fiscal year, which may be a calendar year

Sources of revenue
Check all that apply

Gross revenue
(before deductions and exclusions)

From the beginning of the fiscal year to filing date:
From **1/01/2023** to **Filing Date**

☒ Operating a business
☐ Other _____

\$0.00

For prior year:
From **1/01/2022** to **12/31/2022**

☒ Operating a business
☐ Other _____

\$0.00

For year before that:
From **1/01/2021** to **12/31/2021**

☒ Operating a business
☐ Other _____

\$0.00

2. Non-business revenue

Include revenue regardless of whether that revenue is taxable. *Non-business income* may include interest, dividends, money collected from lawsuits, and royalties. List each source and the gross revenue for each separately. Do not include revenue listed in line 1.

☐ None.

Description of sources of revenue

Gross revenue from each source
(before deductions and exclusions)

From the beginning of the fiscal year to filing date:
From **1/01/2023** to **Filing Date**

N/A

\$0.00

For prior year:
From **1/01/2022** to **12/31/2022**

Film Library Residuals

\$559.17

For year before that:
From **1/01/2021** to **12/31/2021**

N/A

\$0.00

Part 2: List Certain Transfers Made Before Filing for Bankruptcy

3. Certain payments or transfers to creditors within 90 days before filing this case

List payments or transfers—including expense reimbursements—to any creditor, other than regular employee compensation, within 90 days before filing this case unless the aggregate value of all property transferred to that creditor is less than \$7,575. (This amount may be adjusted on 4/01/25 and every 3 years after that with respect to cases filed on or after the date of adjustment.)

☒ None.

Creditor's Name and Address	Dates	Total amount of value	Reasons for payment or transfer <i>Check all that apply</i>
-----------------------------	-------	-----------------------	--

4. Payments or other transfers of property made within 1 year before filing this case that benefited any insider

List payments or transfers, including expense reimbursements, made within 1 year before filing this case on debts owed to an insider or guaranteed or cosigned by an insider unless the aggregate value of all property transferred to or for the benefit of the insider is less than \$7,575. (This amount may be adjusted on 4/01/25 and every 3 years after that with respect to cases filed on or after the date of adjustment.) Do not include any payments listed in line 3. *Insiders* include officers, directors, and anyone in control of a corporate debtor and their relatives; general partners of a partnership debtor and their relatives; affiliates of the debtor and insiders of such affiliates; and any managing agent of the debtor. 11 U.S.C. § 101(31).

☒ None.

Insider's name and address Relationship to debtor	Dates	Total amount of value	Reasons for payment or transfer
--	-------	-----------------------	---------------------------------

5. Repossessions, foreclosures, and returns

List all property of the debtor that was obtained by a creditor within 1 year before filing this case, including property repossessed by a creditor, sold at a foreclosure sale, transferred by a deed in lieu of foreclosure, or returned to the seller. Do not include property listed in line 6.

☒ None

Creditor's name and address	Describe of the Property	Date	Value of property
-----------------------------	--------------------------	------	-------------------

6. Setoffs

List any creditor, including a bank or financial institution, that within 90 days before filing this case set off or otherwise took anything from an account of the debtor without permission or refused to make a payment at the debtor's direction from an account of the debtor because the debtor owed a debt.

☒ None

Creditor's name and address	Description of the action creditor took	Date action was taken	Amount
-----------------------------	---	-----------------------	--------

Part 3: Legal Actions or Assignments

7. Legal actions, administrative proceedings, court actions, executions, attachments, or governmental audits

List the legal actions, proceedings, investigations, arbitrations, mediations, and audits by federal or state agencies in which the debtor was involved in any capacity—within 1 year before filing this case.

☐ None.

	Case title Case number	Nature of case	Court or agency's name and address	Status of case
7.1.	Public Broadcasting Service v. TS Media, Inc. 21STCP03147	Civil collection action related to District of Columbia action	Los Angeles Superior Court Stanley Mosk Courthouse 111 North Hill Street Los Angeles, CA 90012	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
7.2.	TS Media, Inc. v. Public Broadcasting Service 2018-CA-001247-B	Civil	District of Columbia Superior Court 500 Indiana Ave NW Washington, DC 20004	<input type="checkbox"/> Pending <input type="checkbox"/> On appeal <input checked="" type="checkbox"/> Concluded

8. Assignments and receivership

List any property in the hands of an assignee for the benefit of creditors during the 120 days before filing this case and any property in the hands of a receiver, custodian, or other court-appointed officer within 1 year before filing this case.

☐ None

Part 4: Certain Gifts and Charitable Contributions

9. List all gifts or charitable contributions the debtor gave to a recipient within 2 years before filing this case unless the aggregate value of the gifts to that recipient is less than \$1,000

☐ None

Recipient's name and address	Description of the gifts or contributions	Dates given	Value
------------------------------	---	-------------	-------

Part 5: Certain Losses

10. All losses from fire, theft, or other casualty within 1 year before filing this case.

☐ None

Description of the property lost and how the loss occurred	Amount of payments received for the loss <small>If you have received payments to cover the loss, for example, from insurance, government compensation, or tort liability, list the total received. List unpaid claims on Official Form 106A/B (Schedule A/B: Assets – Real and Personal Property).</small>	Dates of loss	Value of property lost
--	--	---------------	------------------------

Part 6: Certain Payments or Transfers

11. Payments related to bankruptcy

List any payments of money or other transfers of property made by the debtor or person acting on behalf of the debtor within 1 year before the filing of this case to another person or entity, including attorneys, that the debtor consulted about debt consolidation or restructuring, seeking bankruptcy relief, or filing a bankruptcy case.

☐ None.

Who was paid or who received the transfer? Address	If not money, describe any property transferred	Dates	Total amount or value
11.1. DANNING GILL ISRAEL & KRASNOFF LLP 1901 AVENUE OF THE STARS SUITE 450 Los Angeles, CA 90067		April 21, 2023	\$12,338.00
Email or website address www.danninggill.com			
Who made the payment, if not debtor? Tavis Smiley			

12. Self-settled trusts of which the debtor is a beneficiary

List any payments or transfers of property made by the debtor or a person acting on behalf of the debtor within 10 years before the filing of this case to a self-settled trust or similar device.
Do not include transfers already listed on this statement.

☐ None.

Name of trust or device	Describe any property transferred	Dates transfers were made	Total amount or value
-------------------------	-----------------------------------	---------------------------	-----------------------

13. Transfers not already listed on this statement

List any transfers of money or other property by sale, trade, or any other means made by the debtor or a person acting on behalf of the debtor within 2 years before the filing of this case to another person, other than property transferred in the ordinary course of business or financial affairs. Include both outright transfers and transfers made as security. Do not include gifts or transfers previously listed on this statement.

☐ None.

Who received transfer? Address	Description of property transferred or payments received or debts paid in exchange	Date transfer was made	Total amount or value
-----------------------------------	---	---------------------------	--------------------------

Part 7: Previous Locations

14. Previous addresses

List all previous addresses used by the debtor within 3 years before filing this case and the dates the addresses were used.

☐ Does not apply

Address	Dates of occupancy From-To
---------	-------------------------------

Part 8: Health Care Bankruptcies

15. Health Care bankruptcies

Is the debtor primarily engaged in offering services and facilities for:

- diagnosing or treating injury, deformity, or disease, or
- providing any surgical, psychiatric, drug treatment, or obstetric care?

☐ No. Go to Part 9.

☐ Yes. Fill in the information below.

Facility name and address	Nature of the business operation, including type of services the debtor provides	If debtor provides meals and housing, number of patients in debtor's care
---------------------------	---	---

Part 9: Personally Identifiable Information

16. Does the debtor collect and retain personally identifiable information of customers?

☐ No.

☐ Yes. State the nature of the information collected and retained.

17. Within 6 years before filing this case, have any employees of the debtor been participants in any ERISA, 401(k), 403(b), or other pension or profit-sharing plan made available by the debtor as an employee benefit?

☐ No. Go to Part 10.

☐ Yes. Does the debtor serve as plan administrator?

Part 10: Certain Financial Accounts, Safe Deposit Boxes, and Storage Units

18. Closed financial accounts

Within 1 year before filing this case, were any financial accounts or instruments held in the debtor's name, or for the debtor's benefit, closed, sold, moved, or transferred?

Include checking, savings, money market, or other financial accounts; certificates of deposit; and shares in banks, credit unions, brokerage houses, cooperatives, associations, and other financial institutions.

☐ None

Financial Institution name and Address	Last 4 digits of account number	Type of account or instrument	Date account was closed, sold, moved, or transferred	Last balance before closing or transfer
---	------------------------------------	----------------------------------	---	---

19. Safe deposit boxes

List any safe deposit box or other depository for securities, cash, or other valuables the debtor now has or did have within 1 year before filing this case.

☒ None

Depository institution name and address	Names of anyone with access to it Address	Description of the contents	Does debtor still have it?
---	--	-----------------------------	----------------------------

20. Off-premises storage

List any property kept in storage units or warehouses within 1 year before filing this case. Do not include facilities that are in a part of a building in which the debtor does business.

☐ None

Facility name and address	Names of anyone with access to it	Description of the contents	Does debtor still have it?
Iron Mountain 1035 N Highland Ave #1025 Los Angeles, CA 90038	N/A	Media Library comprised of video interviews from Tavis Smiley PBS Shows.	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes

Part 11: Property the Debtor Holds or Controls That the Debtor Does Not Own

21. Property held for another

List any property that the debtor holds or controls that another entity owns. Include any property borrowed from, being stored for, or held in trust. Do not list leased or rented property.

☒ None

Part 12: Details About Environment Information

For the purpose of Part 12, the following definitions apply:

Environmental law means any statute or governmental regulation that concerns pollution, contamination, or hazardous material, regardless of the medium affected (air, land, water, or any other medium).

Site means any location, facility, or property, including disposal sites, that the debtor now owns, operates, or utilizes or that the debtor formerly owned, operated, or utilized.

Hazardous material means anything that an environmental law defines as hazardous or toxic, or describes as a pollutant, contaminant, or a similarly harmful substance.

Report all notices, releases, and proceedings known, regardless of when they occurred.

22. Has the debtor been a party in any judicial or administrative proceeding under any environmental law? Include settlements and orders.

- ☒ No.
☐ Yes. Provide details below.

Case title Case number	Court or agency name and address	Nature of the case	Status of case
---------------------------	----------------------------------	--------------------	----------------

23. Has any governmental unit otherwise notified the debtor that the debtor may be liable or potentially liable under or in violation of an environmental law?

- ☒ No.
☐ Yes. Provide details below.

Site name and address	Governmental unit name and address	Environmental law, if known	Date of notice
-----------------------	------------------------------------	-----------------------------	----------------

24. Has the debtor notified any governmental unit of any release of hazardous material?

- ☒ No.
☐ Yes. Provide details below.

Site name and address

Governmental unit name and address

Environmental law, if known

Date of notice

Part 13: Details About the Debtor's Business or Connections to Any Business

25. Other businesses in which the debtor has or has had an interest

List any business for which the debtor was an owner, partner, member, or otherwise a person in control within 6 years before filing this case. Include this information even if already listed in the Schedules.

☒ None

Business name address

Describe the nature of the business

Employer identification number

Do not include Social Security number or ITIN.

Dates business existed

26. Books, records, and financial statements

26a. List all accountants and bookkeepers who maintained the debtor's books and records within 2 years before filing this case.

☐ None

Name and address

Date of service
From-To

26a.1. **MONIQUE JACKSON**
4434 CRENSHAW BLVD.
Los Angeles, CA 90043

March 2014-Sept.
2019

26a.2. **BRIAN PRATER**
4434 CRENSHAW BLVD.
Los Angeles, CA 90043

Feb. 2014-Dec. 2018

26b. List all firms or individuals who have audited, compiled, or reviewed debtor's books of account and records or prepared a financial statement within 2 years before filing this case.

☐ None

Name and address

Date of service
From-To

26b.1. **Macias Gini & O'Connell LLP**
500 Capitol Mall, Ste. 2200
Sacramento, CA 95814

1999-Present

26c. List all firms or individuals who were in possession of the debtor's books of account and records when this case is filed.

☐ None

Name and address

If any books of account and records are
unavailable, explain why

26c.1. **Macias Gini & O'Connell LLP**
500 Capitol Mall, Ste. 2200
Sacramento, CA 95814

26d. List all financial institutions, creditors, and other parties, including mercantile and trade agencies, to whom the debtor issued a financial statement within 2 years before filing this case.

☒ None

Name and address

27. Inventories

Have any inventories of the debtor's property been taken within 2 years before filing this case?

☒ No

☐ Yes. Give the details about the two most recent inventories.

Name of the person who supervised the taking of the inventory

Date of inventory

The dollar amount and basis (cost, market, or other basis) of each inventory

28. List the debtor's officers, directors, managing members, general partners, members in control, controlling shareholders, or other people in control of the debtor at the time of the filing of this case.

Name	Address	Position and nature of any interest	% of interest, if any
Tavis Smiley	4434 Crenshaw Blvd. Los Angeles, CA 90043	President and Chief Executive Officer	100

29. Within 1 year before the filing of this case, did the debtor have officers, directors, managing members, general partners, members in control of the debtor, or shareholders in control of the debtor who no longer hold these positions?

- ☒ No
☐ Yes. Identify below.

30. Payments, distributions, or withdrawals credited or given to insiders

Within 1 year before filing this case, did the debtor provide an insider with value in any form, including salary, other compensation, draws, bonuses, loans, credits on loans, stock redemptions, and options exercised?

- ☒ No
☐ Yes. Identify below.

Name and address of recipient

Amount of money or description and value of property

Dates

Reason for providing the value

31. Within 6 years before filing this case, has the debtor been a member of any consolidated group for tax purposes?

- ☒ No
☐ Yes. Identify below.

Name of the parent corporation

Employer Identification number of the parent corporation

32. Within 6 years before filing this case, has the debtor as an employer been responsible for contributing to a pension fund?

- ☒ No
☐ Yes. Identify below.

Name of the pension fund

Employer Identification number of the pension fund

Debtor TS Media, Inc.

Case number (if known) _____

Part 14: Signature and Declaration

WARNING — Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

I have examined the information in this *Statement of Financial Affairs* and any attachments and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 23 April 2023

Signature of individual signing on behalf of the debtor

Tavis Smiley

Printed name

Position or relationship to debtor President/CEO

Are additional pages to *Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy* (Official Form 207) attached?

☒ No

☐ Yes

United States Bankruptcy Court
Central District of California-L.A.

In re **TS Media, Inc.**

Debtor(s)

Case No.

Chapter **7**

DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR(S)

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:
- | | | |
|---|----|------------------|
| For legal services, I have agreed to accept | \$ | 12,338.00 |
| Prior to the filing of this statement I have received | \$ | 12,338.00 |
| Balance Due | \$ | 0.00 |
2. The source of the compensation paid to me was:
- ☐ Debtor ☒ Other (specify): **Tavis Smiley**
3. The source of compensation to be paid to me is:
- ☐ Debtor ☒ Other (specify): **Tavis Smiley**
4. ☒ I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.
- ☐ I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation is attached.
5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:
- a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
 - b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be required;
 - c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;
 - d. [Other provisions as needed]
6. By agreement with the debtor(s), the above-disclosed fee does not include the following service:

CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

Date

4/26/23

Uzzi O. Raanan

Signature of Attorney

Danning, Gill, Israel & Krasnoff, LLP
1901 Avenue of the Stars, Suite 450
Los Angeles, CA 90067-6006
(310) 277-0077 Fax: (310) 277-5735
uraanan@danninggill.com

Name of law firm

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was sent via email and/or first class mail to the following:

Mark Lipp, Esq.
Fletcher, Heald & Hildreth, PLC
1300 N. 17th Street
Suite 1100
Arlington, VA 22209
lipp@FHHLAW.com

Counsel for Multicultural Radio Broadcasting Licensee, LLC

David G. O'Neil , Esq .
Rini O'Neil, PC
2101 L Street, NW Suite 300
Washington, DC 20037 United States
doneil@rinioneil.com

Counsel for Smiley Radio Properties, Inc.

Holly Saurer
Chief, Media Bureau
Federal Communications Commission
45 L Street NE
Washington, DC 20554
holly.sauer@fcc.gov

Albert Shuldiner
Chief, Audio Division, Media Bureau
Federal Communications Commission
45 L Street NE
Washington, DC 20554
albert.shuldiner@fcc.gov

/s/ Arthur Belendiuk

Arthur V. Belendiuk