

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

In the Matter of

Cox Media Group/
Georgia Television, LLC/WSB-TV
Broadcast License Renewal

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Application/File No. 0000128755

FRN: 0022439848

**Petition to Deny the Renewal of the Broadcast License of WSB-TV which is owned by Cox
Media Group/Georgia Television, LLC.**

Ray Carter
V.P./General Manager
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1601 West Peachtree Street N.E.
Atlanta, GA 30309

December 11, 2020

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SUMMARY/ARGUMENT

My name is Darryl Brian Beauford. I am a resident of Fayetteville, Georgia and longtime viewer of WSB-TV and all of the Full-Powered television stations in the Metropolitan Atlanta, Georgia area. I am submitting this Petition to Deny the Renewal of the Broadcast Television Station License of WSB-Television which is owned by Terrier Media Buyer, Inc. /Cox Enterprises/Cox Media Group/Georgia Television, LLC located at 1601 West Peachtree Street N.E. Atlanta, Georgia 30309 broadcasting at Channel 32 Digital (Virtual Channel 2) Facility ID: 23960. From this point Terrier Media Buyer, Inc. /Georgia Television, LLC/WSB-TV will be called WSB-TV.

The reason for this Petition to Deny is based on the fact that WSB-TV clearly with full intentions violated **FCC CFR § 73.3526 Public Inspection File:** not allowing any of the Required Access of their Public Inspection File when I visited their main studio for that purpose on October 23, 2015 around 1:30pm and violating **FCC CFR § 1.717 Procedure:** failure to respond to my complaint #722407 which is in the Federal Communications Commission's Complaint Data Base after it was serve to them by the Federal Communications Commission after my visit to their main studio on October 23, 2015. **These are Core Violations!** These violations occurred during this current licensing period which expires on April 1, 2021.

Furthermore, the conduct of WSB-TV displayed to me on that day of my visit is Unbecoming a Trustee of the Community in which they purposefully violated these Core Regulations and is certainly not in the Public Interest.

WSB-TV promotes itself as being honorable with integrity, diversity and professionalism with trustworthiness. **The truth as you will see in this Petition to Deny is entirely different!**

As stated above on October 23, 2015, around 1:30pm I visited the main studio of WSB-TV to view their Public Inspection File. I was completely denied access to it. This is a Core Regulation that was broken by WSB-TV! The commission rules clearly states that every Licensee/Broadcaster must keep a Public Inspection File for public viewing during regular business hours and Commission Rules also states that **"No appointment is necessary!"**

The Federal Communications Commission CFR § 73.3526 Public Inspection File:

Regulation clearly stated the following on October 23, 2015 the date of my visit verbatim:

"Requirement to Maintain a Public Inspection File. Our rules require that all licensees and permittees of TV and radio stations and applicants for new broadcast stations maintain a file available for public inspection. This file must contain documents relevant to the station's operation and dealings with the community and the FCC. The public inspection file generally must be maintained at the station's main studio. To obtain the location and phone number of a station's main studio, consult your local telephone directory, or call the station's business office. You may also be able to find this information on the station's Internet website, if one exists."

This was the regulation that was in place on October 23, 2015. No other regulation was in place or had been established by the FCC.

Again, approximately at 1:30pm on Friday, October 23, 2015, I visited the main studio of WSB-TV located at 1601 West Peachtree Street in Atlanta, Georgia. I buzzed the front door and the

Security Guard asked, "How may I help you?" I responded. "I would like to view your Public Inspection File." The guard stated, **"YOU CANNOT VIEW THESE FILES!**

WE DON'T JUST LET ANYBODY COME IN HERE TO LOOK AT OUR FILES LIKE THAT!"

Those were her exact words!

I could not believe what I just heard. This Security Guard is not allowing me to enter the building of WSB-TV after I told her my reason for doing so. This kind of conduct is absurd! The Rules and Regulations of the FCC clearly states "Anyone Can View This File During Normal Business Hours!" At this point, WSB-TV is clearly defying this Regulation!

Then, the receptionist sitting next to her told her something. The conversation lasted for more than a minute. At this point I started to leave. Then she also made some hand gestures to her as well. After the two conversing, the receptionist hand gestured me to come inside.

After coming inside the receptionist said, "I do not know who can help you; all I can do is go down this list (the WSB-TV Employee Directory) to see if I can find someone who can assist you." And those were the receptionist's exact words.

At this point, WSB-TV had no process or procedure in place to view the Public Inspection File at their Main Studio. No one asked me for Identification, no one asked me to fill out a form stating my Address/Residence to justify that I am a viewer of this community.

THIS ALONE SHOULD STAND FOR GROUNDS FOR NON-RENEWAL OF WSB-TV's BROADCAST LICENSE!

After that, the receptionist asked me to have a seat in the lobby and she said she will do her best to find someone to assist me. After about 15 minutes had past, a lady came into the lobby and she asked me, "Are you here to view the Public Inspection File?" I SAID YES! She said, "What are

you here to view?” Not knowing how their Public Inspection File is arranged, I assumed it would probably be setup in Quarters of the Year and not by the Months of the Year. Therefore I said, “I am here to view 4th Quarter of 2014, 1st Quarter of 2015, 2nd Quarter of 2015, an email I sent to VP/General Manager, Tim McVay and Bcc’d Employee Cathy Bates on December 25, 2014 that is supposed to be kept for a period of 3 years, the part of the Public Inspection File where my complaint was addressed, and the Resolution Page where WSB-TV’s Management addressed my complaint.” The lady looked up at the ceiling, took a deep breath and said, “I will be back. This could take a few minutes.”

Once again, not knowing how their Public Inspection File is setup, I came to WSB-TV’s main studio to view the following and made this perfectly clear to the lady that came to me:

- 1) 4th Quarter of 2014, 1st Quarter of 2015, 2nd Quarter of 2015
- 2) An email I sent to the station on December 25, 2014 to VP/General Manager, Tim McVay and Bcc’d Employee Cathy Bates
- 3) To see where WSB-TV entered my complaint in their Public Inspection File
- 4) To view their Resolution Page. The action WSB’s management took regarding my complaint.

All 4 items requested are well within reason and should be included in their Public Inspection File if kept properly and maintained in order. Before visiting WSB-TV’s main studio, I previously went to the FCC’s On-line Public Inspection File of WSB-TV and saw nothing about my complaint had ever been entered. This was on September 17, 2015. But the FCC’s website regarding the Public Inspection File stated emails sent to Television/Radio Stations must be viewed at the Station’s main studio and must be kept for a period of 3 years from the date it was

received.

Here is how the FCC's website clearly stated it as of October 23, 2015;

"Letters and E-Mails from the Public.

"Commercial stations must keep in their files, for at least three years, written comments, suggestions, and e-mails received from the public regarding their operation. (Noncommercial educational stations are not subject to this requirement.) This obligation is limited to comments, suggestions, and e-mails sent to station management or a publicized station address. Letters need not be placed in the public inspection file when the author has requested that the letter not be made public or when the licensee feels that it should be excluded from public inspection because of the nature of its content (such as defamatory or obscene letters). Moreover, although television stations that post their public file materials on their websites must include e-mails received from the public, they need not post letters from the public, as long as they include hard copies of such letters in their public files, and a notice on their website that the letters can be located in the file. As noted above, all or a part of a station public file may be maintained on a computer database, as long as a computer terminal is made available, at the location of the file, for members of the public who wish to review the file. Accordingly, as an alternative to maintaining hard copies of e-mails in the public file, a station may place the e-mails on a computer database, as long as a terminal is made available at the location of the public file to members of the public who wish to review the file."

My email was not defamatory or obscene by any means. It was not requested to be omitted from public inspection and therefore it should have been made public.

About 20 minutes later the lady at WSB-TV returned to me with another lady and she had

a Post-IT in her hand that had "FCC.gov" on it. The other lady said, "Our File is On-line and if you want to view it, here is where you should go to see it!" I asked them, what are your names? They replied, "Vicky and Cathy". Then I was escorted to the door as if I was a Trespasser that had no rights to be on their property.

At this time, I was officially denied viewing the Public Inspection File. This entire episode took about 40 minutes.

AS A BROADCAST LICENSEE AND A TRUSTEE OF THE COMMUNITY, THIS IS A COMPLETE OUTRAGE! THIS WAS AN INTENTIONAL ACT OF MISCONDUCT ON BEHALF OF WSB-TV. WSB-TV NEVER INTENDED TO SHOW THEIR PUBLIC INSPECTION FILE TO ME BECAUSE THEY DID NOT HAVE ONE IN PLACE TO BE SHOWN AT THAT PARTICULAR TIME.

THEY DID NOT ALLOW ME THE REQUIRED ACCESS OF THE PUBLIC INSPECTION FILE REQUIRED BY FEDERAL COMMUNICATIONS COMMISSION RULES AND REGULATIONS. WSB-TV DID NOT FOLLOW FCC REGULATIONS REGARDING VIEWING THE PUBLIC INSPECTION FILE. THERE WAS NO PROCESS OR PROCEDURE IN PLACE TO VIEW THE PUBLIC INSPECTION FILE! WSB-TV IS A TRUSTEE OF THE COMMUNITY AND THIS IS NOT THE BEHAVIOR A TRUSTEE OF THE COMMUNITY SHOULD DISPLAY. I WAS TREATED AS IF I NEVER SHOULD HAVE BEEN ON THEIR PROPERTY AT ALL, ALTHOUGH FCC RULES AND REGULATIONS DICTATES OTHERWISE. AS STATED EARLIER, THIS ALONE SHOULD STAND FOR GROUNDS FOR NON-RENEWAL OF WSB-TV'S BROADCAST LICENSE.

DENIAL OF VIEWING THE PUBLIC INSPECTION FILE IS A CLEAN, CLEAR CORE

VIOLATION of FCC CFR §73.3526!

The FCC's website clearly states viewing the Public Inspection File verbatim as of October 23, 2015:

"Viewing the Public Inspection File. Each broadcast licensee, permittee, and applicant must make its station public inspection file available to members of the public at any time during regular business hours. Although you do not need to make an appointment to view the file, making one may be helpful both to the station and to you."

As stated by the Federal Communications Commission, every Television/Radio station must keep a file for Public Inspection at the Main Studio. For the public to view this file, they must go to the main studio during regular business hours. No appointment is necessary.

This is exactly what I did on Friday, October 23, 2015 at around 1:30pm and WSB-TV did not grant me the required access laid out by the FCC to view their Public Inspection File.

Upon returning to my home in Fayetteville, Georgia, I immediately filed a complaint with the FCC. 3 weeks later I called the FCC's Customer Service Center to see if they received my complaint. The FCC's Customer Service representative stated they never received my initial letter about the WSB-TV Complaint. So, I filed my complaint over the internet/on-line. My complaint number is 722407 in the FCC's Complaint Database. A copy of my Complaint is also with this Petition to Deny.

WSB-TV also violated **FCC CFR § 1.717 Procedure:** This regulation clearly states after a complaint has been served, a response must be received by the FCC within 30 Days. In addition

to that, WSB-TV is to copy me on their response. I never received a response from WSB-TV regarding my complaint #722407.

Here is how the Federal Communications Commission states Regulation **FCC CFR § 1.717.**

FCC CFR § 1.717 Procedure:

“The Commission will forward informal complaints to the appropriate carrier for investigation. The carrier will, within such time as may be prescribed, advise the Commission in writing, with a copy to the complainant, of its satisfaction of the complaint or of its refusal or inability to do so. Where there are clear indications from the carrier’s report or from other communications with the parties that the complaint has been satisfied, the Commission may, in its discretion, consider a complaint proceeding to be closed, without response to the complainant. In all other cases, the Commission will contact the complainant regarding its review and disposition of the matters raised. If the complainant is not satisfied by the carrier’s response and the Commission’s disposition, it may file a formal complaint in accordance with § 1.721 of this part.”

In February, May and July of 2016, I called the FCC’s Customer Service Center to get updates on my complaint #722407 and they said the same thing over the months I called, “My complaint is a very serious violation and it is being investigated. Once the investigation is complete, someone from the FCC will contact you to get more information about your complaint.”

In October 2016, I received a phone call from Agent Alethia Nicholson from the FCC Enforcement Bureau’s Field Office located in Duluth, Georgia. She explained to me why she was calling. She asked me a few questions about my complaint. She asked me in detail, “What happened when I visited WSB-TV to view their Public Inspection File?”

I told Agent Nicholson on Friday, October 23, 2015; I went to the main studio around 1:30pm to

view the Public Inspection File and was denied access to it. She asked, "Was it something in particular you wanted to see in the file?" I said yes. I wanted to view, 4th Quarter of 2014, 1st Quarter of 2015, 2nd Quarter of 2015, an email I sent to VP/General Manager, Tim McVay and Bcc'd Employee Cathy Bates on December 25, 2014, the part of the Public Inspection File where my complaint was addressed, and the Resolution Page where WSB-TV Management addressed my complaint." I told Agent Nicholson that all of these items should be in their file. Therefore this is a complaint about the Programming/Operation of WSB-TV. She agreed with me. Then Agent Nicholson said, "Mr. Beauford, what is this all about?" I told her, "I am glad you asked and hope you have plenty of time because it will be needed."

Agent Nicholson said, "Mr. Beauford go ahead and tell me."

I told her, "Let me say upfront, Children's Healthcare of Atlanta is an outstanding organization. It has done wonders for many children and their families. This complaint is by no means a complaint against Children's Healthcare of Atlanta.

THIS COMPLAINT IS AGAINST WSB-TV.

On December 6, 2014, WSB-TV aired "LIVE" The Children's Healthcare of Atlanta Christmas Parade at 10:30am. WSB-TV has aired this parade "Live" for many years prior. My oldest daughter's dance school, Norma's Academy of Dance was invited to perform in this parade two days prior to the event date. They accepted the offer. At the beginning of the parade there were 2 dance groups. The first to perform were the Southern Belles. This is an All-White female dance group. After the Southern Belles performed Norma's Academy of Dance performed. The group from Norma's Academy of Dance was made entirely of young African American (Black) females.

I told Agent Nicholson that was not the problem or the issue. The problem came 3 weeks later on

Christmas Day at 12 Noon. On that day, WSB-TV aired a Disney/ABC Program (Infomercial) starting at 9am and ending at 12 Noon. After that program they re-aired an edited version of the Children's Healthcare of Atlanta Christmas Parade. At this time we did not know this was an edited version of the parade. It just so happen my oldest daughter Jaivyn and I were watching the Disney Infomercial, and then we saw the "Re-Air" Edited version of the Children's Healthcare Christmas parade. I told Agent Nicholson, "My daughter Jaivyn is a student of Norma's Academy of Dance and has been one since the age of 3."

Agent Nicholson, I said, "the problem begins here". My daughter and I watched the beginning of the Re-Air of the parade and saw the entire White Girls (Southern Belles) dance performance, UNEDITED. Then I told Jaivyn, you all are next!

The scene went back to Fred Blankenship and Linda Stouffer, and then the parade started. Jaivyn said, "Daddy, they are not going to show us." I told her, wait and we'll see. Jaivyn said again, "Daddy, they are not going to show us! I said, "How do you know?" Jaivyn answered, "The parade has started." Then she asked me something I could not answer. With a stunned look on her face Jaivyn asked, "What made those girls more special than us?" I told her I will get her a satisfied answer and I didn't care how long it will take.

I told Agent Nicholson, WSB-TV wrote the rules and made this into a White Skin vs. Black Skin issue and I will abide by the rules they made. Then I told her in my previous life I was a Videotape Editor for WATL Television for more than 17 Years. She said, "You knew what was going on when you were watching it." I said, "Yes Ma'am"! Then, I went back to my computer and started typing a Letter/Email of Displeasure to Tim McVay, Vice President and General Manager of WSB-TV and Bcc'd employee Cathy Bates.



Then I filed a complaint with the FCC with a copy of my complaint letter attached. That complaint is #55980 in the FCC's Complaint Database.

Having edited many similar programs like that, the first thing the editor should have noticed was the Original Integrity of the Live-Airing of the Parade. That same integrity should have been carried over into the edited version.

Instead, Racism took over! It does not matter what race the editor is;

RACISM TOOK OVER!

When someone edits something of this nature, the outcome is their sole intention for what they want to present. In other words, this is what WSB-TV INTENDED to show. They wanted White girls to be seen on the Re-Air and not the Black girls. **This should have never been the case.**

AS I STATED IN MY FCC FILING #55980,

BOTH DANCE ACTS SHOULD HAVE BEEN EDITED OUT!

On that following Saturday, December 27th, around 2pm I received a call from Art Rogers, WSB-TV's Director of Local Programming. I do not know why I received a phone call from him. My email was sent to Tim McVay and Cathy Bates not Art Rogers. As you can imagine Agent Nicholson, this turned into a shouting and screaming match very quickly. It began by me explaining my side peacefully to Art. I told him that WSB-TV made this a White-Skin vs. Black-

Skin issue and I will abide by the rules you all made. I asked him, why did you all edit out Norma's Academy of Dance when you all should have edited out both dance acts in the beginning of the Edited Parade Re-air? These two acts should have been edited out for time. Then Art said something that caught me by surprise. Art said, "Darryl you are mistaken. Art said there were 3 acts at the beginning of the parade and we had to cut 2 out for time". My blood began to boil even more! I told him, I SAID, I DO NOT KNOW WHAT PARADE YOU WERE WATCHING BUT THE ONE YOU ALL AIRED "LIVE" 3 WEEKS AGO, THE ONE I ATTENDED AND THE ONE I RECORDED OFF OF WSB-TV'S AIR ONLY HAD 2 DANCING ACTS: THE WHITE GIRLS AND THE BLACK ONES, NO OTHERS! ART SAID I WAS WRONG! I SAID, YOU CAN LOOK AT WSB'S AIR CHECK OR LOOK AT MINE! THE 2 WILL BE THE SAME! THE PHONE CONVERSATION ESCALATED INTO MORE YELLING AND SCREAMING! **THEN HE SAID, HE WAS HAPPY WITH THE WAY THE SHOW WAS EDITED AND AIRED!** He said he needs to look at it again and verify, but he said I think you are wrong Darryl! I said, ART I RECORDED IT OFF YOUR AIR LIVE AND LOOKED AT IT A NUMBER OF TIMES AND I KNOW HOW YOU ALL SHOULD HAVE DONE THIS! YOU ALL ARE CUTTING THE ORIGINAL PARADE FOR TIME AND THE TWO DANCING ACTS AT THE BEGINNING SHOULD HAVE BEEN CUT OUT AS WELL. HE DISAGREED BUT DID NOT SAY ANYTHING TO SUPPORT WHY THE WHITE GIRLS STAYED ON THE EDITED RE-AIRED VERSION. Obviously I was correct because I never received any more correspondences from Art Rogers.

BOTH DANCE ACTS SHOULD HAVE BEEN EDITED OUT OF THE RE-AIRED

VERSION!

I told Agent Nicholson, if both acts were edited out I could have easily explained to my daughter

Jaivyn why she did not see them on the edited Re-Air of the parade. WSB-TV did not follow professional, proper editing protocol in this matter. WSB-TV followed Racism instead, in their decision on editing this program. The only reason Norma's Academy of Dance was edited out was solely based on the color of their skin, nothing else. They are Black Girls and WSB-TV did not want Norma's Academy of Dance on the Re-Aired Version because of this reason. According to Art Rogers, Time was the reason for the editing, and then the time of both Acts would have been needed to help achieve the overall goal of cutting 30 minutes out of the total parade time. Leaving the White Girls in would not help "Cutting Time". WSB-TV did not follow this protocol of editing. WSB-TV followed the standard protocols and procedures of their RACISM and this is solid proof of it!

Agent Nicholson explained that the questioning of the editing of the program should have been directed to WSB-TV as you did, but the FCC has very little authority over that. She stated, "The FCC cannot cross over into censorship. This could be a violation of the 1st Amendment. The part of you coming to the Main Studio of WSB-TV to view the Public Inspection File and being denied access to it is a Major Violation of FCC Rules and Regulations and is being investigated; this is why I am calling to get more information.

She also stated, "As a result of this apparent violation, someone from WSB-TV will be in contact with you. Who that will be, I don't know. I want you to know that you will be re-invited to come back to WSB-TV to view the Public Inspection File". Agent Nicholson also said, "I guarantee you will see it." I wanted to call you to get more details about what happened and you have certainly filled me in on that and she thanked me. That concluded the phone conversation with Agent Alethia Nicholson of the Enforcement Bureau of the Federal Communications Commission.

On October 18, 2016 around 12:30pm I received a phone call from Tim McVay, Vice President and General Manager of WSB-TV. As you can imagine, this phone call erupted much quicker than the call from Art Rogers.

Tim McVay introduced himself to me over the phone. He also stated he saw that I filed a number of complaints to the FCC against WSB-TV. I told him I filed 2! One based on your racist editing of the Christmas Parade in December 2014 and other was WSB-TV denied me access to the Public Inspection File when I came down there a year ago. I asked him did he know that not allowing me access to WSB-TV's Public Inspection File is a major violation of FCC rules and regulations. He stated he knew someone came to WSB-TV to view the Public Inspection File and did not see it. He did not offer any apologies for it. The reason he did not know who it was, WSB-TV did not ask for my information when I visited the station on October 23, 2015 at approximately 1:30pm. He found out who it was when my complaint was served to WSB-TV by the Federal Communications Commission. What exact day that was, I do not know but this is evident that the FCC served WSB-TV my complaint #722407.

He also stated that he was looking at the email I sent to him and Cathy Bates. I asked him, "Why I wasn't granted access to it when I came there to view it?" McVay said, "I don't know". I was furious! I said, "You are the General Manager of that station and you did not have a procedure, protocol or process in place to view the Public Inspection File. Your guard would not allow me to enter the building after I told her I was there to view the Public Inspection File. Your receptionist had no clue on what to do if someone came to view the file at your station. "Have a seat in the lobby and I will try to find someone to help you is not the procedure to view The Public Inspection File!" I asked him are you aware of that? McVay said nothing! He was quiet on the

phone!

Then he stated, "If you like, you can come back to the station to view The Public Inspection File and I guarantee you will see it." I told him why I wasn't allowed to see it a year ago when I came there? Once again McVay was speechless! I told him I will be there on October 28th at 3:00pm. He quickly stated he will not be able to meet with me at that time because he would be in a meeting. After that, again I told him I will be there at 3pm on Friday, October 28th and I hung up the phone.

Later that evening, I wrote an email to Cox Media Group Executive Vice President Jane Williams explaining the situation. I told her I plan to come back to WSB-TV after being re-invited by the Federal Communications Commission to view The Public Inspection File and Tim McVay will not be able to meet with me on October 28th at 3:00pm. Asking if possible for her to intervene in this matter? I never received any response or reply from Jane Williams. A copy of her complete email is also with this Petition to Deny.

On Friday, October 28, 2016 at 3:00pm I returned by Verbal Order of the Federal Communications Commission to the Main Studio of WSB-TV to view the Public Inspection File that I was denied access to on October 23, 2015. After my initial treatment the first time, I did not expect to be treated differently. I buzzed the front door and this time the Receptionist answered. She asked, "How may I help you?" This time I also repeated the same thing I said on my first trip, I told her, "I am here to view your Public Inspection File." She replied to my surprise, Sir, come on in." I walked over to her and stated "I am Darryl Beauford and I am here to view the Public Inspection File. The Receptionist stated" Mr. Beauford I need to see a form of identification. I showed her my Georgia's Driver's License and asked, "Do you need more identification?" She said, "No". Then she said, "I need you to fill out this form." She handed me

a clipboard with information I needed to fill out certifying my official residence. After I completed filling out the form, the Receptionist picked up the phone and called Tim McVay, WSB-TV's VP/General Manager. She said, Mr. McVay, Mr. Beauford is here. I do not know what else he told her but all she said was, "OK". Then she said, Mr. McVay is on his way to see you. She did not tell me to have a seat. After about a minute passed, Tim McVay showed up with another person. McVay stated, "You are here to view the Public Inspection File"? I said, "Yes" Then he introduced the gentleman that accompanied him. I cannot remember his name. I said to McVay, "Where is the file?" McVay said, "Mr. _____ will show you the file. We walked over to a computer terminal in the next room and Mr. _____ said, "Here is the file." It was the email I sent on December 25, 2014. I read it for accuracy. It was exactly as I sent it. Then I asked Mr. _____ where it is addressed in the Public Inspection File. He looked at me with a blank expression on his face. Then he said, "I need to ask Mr. McVay that question." He went back into the lobby and called Tim McVay and said to him, "Mr. Beauford has a question for you." Then Mr. _____ said, "Tim McVay is on his way back". When Tim McVay returned I asked him, "Where is the Email Complaint addressed in the Public Inspection File?" Tim McVay replied, "We do not do that." Then I asked him, "Where is the Resolution Page regarding my complaint?" He looked at me and stated, "What is that?" That statement came from the Vice President and General Manager of WSB-TV. This is the person that is In-Charge of WSB-TV to make sure it follows FCC Rules and Regulations and perform up to the definition of "Trustee of the Community". In reality, Tim McVay had no clue to what I was asking. This is a travesty. Tim McVay is the VP/General Manager of WSB-TV. One of his sole responsibilities is to make sure WSB-TV complies with the Rules and Regulations clearly illustrated by the Federal Communications Commission. This man had no idea of what to do in this case. From this

episode, Tim McVay displayed complete ignorance regarding of what is needed in the Public Inspection File of WSB-TV. If the top of WSB-TV's Management displayed this level of ignorance, what do you think is beneath him?

My email to WSB-TV was a legitimate complaint about the Operation/Programming of WSB-TV. I should not have to explain to the General Manager of WSB-TV that my complaint should have been entered into the Station's Public Inspection File. He should know this! If the General Manager does not understand this, it is not my position to teach him what are FCC Rules and Regulations. After all, he is the Vice President and General Manager of WSB Television. He should be required to know this. Obviously, this is not a requirement to be the VP/General Manager of WSB-TV.

WSB-TV did not address my complaint in their Public Inspection File. Why, I do not know!

But it should have been addressed. By my complaint not being addressed in their Public

Inspection File is a major indication that their Public Inspection File is,

"INACCURATE AND INCOMPLETE."¹

¹ WSB TV was also admonished by the FCC in an action filed on August 21, 2017 for an Incomplete Political File which is a part of the Public Inspection File. WSB-TV along with WPCH-TV omitted information regarding the 2016 Election. This order states, In Ordering Clause #18, Georgia Television, LLC IS ADMONISHED for failing to maintain political files for Station WSB-TV, Atlanta, Georgia in willful and repeated violation of section 315(e) (2)(E) of the Act. See DA 19-1232 FCC Media Bureau Order which is attached to this Petition To Deny. See page 38.

My complaints #55980 and #702477 were not addressed in WSB-TV's Public Inspection File.

Complaint #55980 was returned with a statement from the FCC stating that The Commission cannot cross over into Censorship. That could be a violation of the first amendment.

Complaint #702477 should have been addressed in at least one of two areas of WSB-TV's Public Inspection File. This is a major violation of CFR § 73.3526 Public Inspection File that was broken by WSB-TV.

In June of 2019, I wanted to try and make an attempt to contact Agent Alethia Nicholson of the FCC's Enforcement Bureau to get more information about my complaint #702477. I went to the FCC's website to see if she was still a part of the FCC's Bureau. I found her name and contact information under "Find People". I managed to contact her by phone. When talking to her, I re-introduced myself to her and to my surprise she remembered me from my case with WSB-TV. I asked her, did WSB-TV violate the Public Inspection File Regulation. She stated, "WSB-TV did violate that regulation". As a matter of fact, she also told me she had to make a visit to the station to talk to WSB-TV's management about my complaint. She also stated that she could not get into more details about her visit, but she did ask me, did someone from WSB-TV call me to re-invite me to return to view the Public Inspection File because they were ordered to do so? I told her, "Yes". Tim McVay the VP/General Manager called to re-invite me to return to view the Public Inspection File. I told Agent Nicholson I did not see all of the items that were initially requested. The only thing I saw was the email I sent on Christmas Day to Tim McVay and Cathy Bates. The other items were never seen and I still have not seen them to this day. She also said, "That can be brought up later, if you wish to do so". That concluded our phone conversation.

If Agent Alethia Nicholson had to go to the Main Studio of WSB-TV to ask questions about my complaint #702477, that constitutes as an official FCC Investigation.

Nothing was ever notated in WSB-TV's Public Inspection File in the section of FCC Investigation and Complaints about my complaint #722407. This is totally inaccurate on the part of WSB-TV.

WSB-TV did not enter anything in their Public Inspection File regarding this FCC Investigation into my Complaint #702477. Again, WSB-TV's Public Inspection File is Inaccurate and Incomplete.

After the complaints that I filed with the FCC, WSB-TV enacted a procedure to view their Public Inspection File. WSB-TV did not care about the Federal Communications Commission's Rules and Regulations. They followed their own Rules and Regulations and this is also solid proof of their defiance to follow Federal Regulations.

On WSB-TV's current Broadcast License Renewal Application, the question asked in the "Renewal Certification" section states, "**FCC Violations during the Preceding License Term;** WSB-TV answer is: Licensee certifies that, with respect to the station(s) for which renewal is requested, there have been no violations by the licensee of the Communications Act of 1934, as amended, or the rules or regulations of the Commission during the preceding license term. If "No", the licensee must submit an explanatory exhibit providing complete descriptions of all violations." Their overall answer is, "NO".²

This is obviously not true. This level of unadulterated arrogance will not be tolerated by a "Trustee of the Community". As you can see this is not in the Public Interest.

² WSB TV's Application for License Renewal is attached to this Petition To Deny. Area in question is highlighted. See page 45.

CONCLUSION

As a holder of an FCC Broadcast License, WSB-TV is also a Trustee of the Community of the City of Atlanta, Georgia and to the surrounding communities it serves. With the title of, "Trustee of the Community", WSB-TV should have a policy of "Transparency". Transparency may not be a requirement of the Federal Communications Commission's Rules and Regulations but has always been a standard that is expected from the community it serves. Transparency is especially required with the Public Inspection File. It tells the public, "As a broadcaster we will let the community know about any discrepancies that the community has reported that deals with the station's operation and/or programming (i.e., What happened; Why the correspondence was sent to the television station?)

As a major part of Transparency, any concerns the station receives from the public in the form of letters or emails will be addressed in the Public Inspection File. This is one of the main reasons for its presence. No matter how big or how small the issue presented may be, the issue will be addressed in the Public Inspection File for the public to view, if it wishes to do so. Moreover, those correspondences are from the Public and will be entered and addressed in the Public Inspection File along with how the station's management resolved the situation with a "Resolution Page". Obviously WSB-TV does not believe in Transparency when it comes to matters of the Public Inspection File. In this Petition to Deny, WSB-TV has committed a number of offenses when it comes to their Public Inspection File. Failure to enter my complaint #55980, my complaint #702477 and omitting information from their Political File during the election 2016.

WSB-TV is only concerned about their Ratings and Revenue Generation. The Public Inspection

File is not their concern and they have exhibited this in their behavior.

WSB-TV does not take the title of "Trustee of the Community" seriously. When I viewed their Public Inspection File online on September 17, 2015, I did not see my complaint (FCC Complaint #55980) was entered. There is nothing addressed in their Public Inspection File about my initial complaint regarding their Racial Discrimination of their editing of the CHOA Christmas Parade in December 2014. This is a blatant misrepresentation of accuracy on the part of WSB-TV.

Norma's Academy of Dance was harmed by the Outright Racism of WSB-TV. The White Girls (The Southern Belles) were granted the opportunity of "Invaluable Added Exposure" by WSB-TV. By WSB-TV editing out Norma's Academy of Dance (The Black Girls) on the Edited Re-Aired version of the CHOA Christmas Parade, WSB-TV gave the White Girls Invaluable Added Exposure to a Captive Audience that aired on the Number One Nielsen Rated Television Station in the Atlanta, Georgia Designated Market Area (DMA) on a major holiday (Christmas Day) that aired at 12 Noon. Norma's Academy of Dance was totally denied this opportunity because of the Color of their skin.

The White Girls (The Southern Belles) received this "Equity". The Black Girls (Norma's Academy of Dance) received nothing! This act of Racism was also condoned by WSB-TV's Management. Art Rogers, The Local Programming Director of WSB-TV stated he was happy with the way the CHOA 2014 Christmas Parade was edited and aired. He represented WSB-TV's Management when he made that statement to me during our phone conversation.

This could possibly be a version of "Slanting" by WSB-TV against the Black Girls of Norma's Academy of Dance. By doing this, WSB-TV promoted the White Girls (The Southern Bells) over the Black Girls of Norma's Academy of Dance to a captive audience being broadcasted on

the Number One Nielsen Rated Television Station in the Atlanta DMA on a major holiday that was aired at 12 Noon. This was a malevolent, malicious and totally dishonest intentional act coming from a Trustee of the Community. Norma's Academy of Dance (The Black Girls) was denied the Opportunity of "Invaluable Added Exposure" to a Captive Audience being aired on the Number One Nielsen Rated Television Station in the Atlanta DMA on a major holiday.

Under this particular circumstance, no one should have benefitted from this. This is why my argument from the very beginning was, "Both Dance Acts Should Have Been Edited Out!" In addition, nothing of Equality was ever offered to Norma's Academy of Dance by WSB-TV for committing this heinous act.

Once again, this is a Petition to Deny the Renewal of the Broadcast License of WSB-TV in Atlanta, Georgia. On October 23, 2015, at 1:30pm, I visited the main studio of WSB-TV, 1601 West Peachtree Street, in Atlanta, Georgia to view their Public Inspection File. When I buzzed the front door and told the Security Guard my reason for being there, she refused to allow me to enter the building. In fact, when I told her I am here to view the Public Inspection File, her initial response was, "You cannot view these files"! With the tone of her voice, she expressed to me as if I am doing something that was unjust and illegal when in fact she was performing the unjust and illegal act according to FCC Rules and Regulations by not allowing me to enter the building to view the file. She must have made a prejudgment of my intentions based on the Color of my skin as well. She must have also thought who would buzz the front door asking to view something like this unless they have harmful intentions. If it wasn't for the Receptionist sitting next to her intervening, I would not have been allowed to enter the building at all.

The Management of this "Trustee of the Community" has not apologized to me to this day for

that Security Guard's blatant act of misconduct!

I RESENT THIS TO THE FULLEST OF MY BEING! HOW DARE SHE!

This is extremely difficult to understand.

The Federal Communications Commission has dictated the Rules when it comes to viewing the Public Inspection File. If the management of WSB-TV would have performed its' due diligence and have communicated to that Security Guard about the FCC's Rules and Regulations when it comes to viewing the Public Inspection File, this would not have occurred. Obviously they did not, because they do not know the Federal Communications Commission's Rules and Regulations when it comes to viewing the Public Inspection File themselves and this is evidence of it.

WSB-TV's Management instructed the Security Guard, "Not to allow anyone to enter the building without a valid or understandable reason". This is obviously the policy WSB-TV's Management implemented without any regards to the Rules and Regulations of the Federal Communications Commission. By this example laid out from WSB-TV's Management, requesting to view the Public Inspection File is an invalid reason to be allowed to enter the building. This must have been the Directive from management given, because she followed it to the letter.

According to the Federal Communications Commission CFR §73.3526 states, "Every broadcast licensee must keep a Public Inspection File for public viewing during regular business hours. No appointment necessary." When I came to the main studio of WSB-TV and stated my reason for being there, I was not allowed to enter the building. I ask the Commission, "How can I view the Public Inspection File as directed by you when WSB-TV will not allow me to enter their building to do so?" Again, the information is not in their On-Line File. The only choice was to go

to the main studio to view the file. This is exactly what I did and was not allowed to enter the building when I stated my reason for being there. If I am not allowed to come inside their building to view the file, the Public Inspection File's true contents cannot be viewed. Obviously this is how WSB-TV wants it. If the file cannot be viewed, then there are no issues to be seen. This is pure Arrogance on the part of WSB-TV's Management to think they are above Federal Regulations. This type of behavior deserves to be reprimanded. This was without a doubt, "Intentional"! This intentional misconduct will not be tolerated especially by a Trustee of the Community. This type of behavior is also "Unbecoming" of a Trustee of the Community as well. When I was allowed to enter the building, there was no Policy or Procedure in place to view the Public Inspection File. This is what the WSB-TV's Receptionist admitted. No one in WSB-TV's Management instructed her on what should be done as well.

SHE STATED, "I DO NOT KNOW WHO CAN HELP YOU!"

No one obviously trained or advised her on what she should do if someone visited the station to view the Public Inspection File. No one asked for my identification to verify I am a viewer of this area. "I will try to find someone to help you. All I can do is go down this list (The WSB-TV Employee Directory) to try to find someone to help you" is not the correct Policy and Procedure to view the Public Inspection File. Once again, this alone should stand for "Grounds for Non-Renewal of their Broadcast License."

When someone finally came, I told her what I wanted to see in the Public Inspection File:

4th Quarter of 2014

1st Quarter of 2015

2nd Quarter of 2015

The Email I sent to WSB-TV on December 25, 2014 to Tim McVay and Cathy Bates

To view where my complaint was addressed in the Public Inspection File

The Resolution Page to see how WSB-TV's Management addressed my complaint

I was not granted the FCC's required access to it (DID NOT SEE IT). "Vicky and Cathy" handed me a "Post-It" with FCC.gov on it and escorted me to the door as if I was a "Trespasser" and then was forced to leave. Again, no one asked me for my Identification or asked me to fill out a form to verify I am a viewer of this community.

In June of 2019, I reached out to find Agent Alethia Nicholson of the Enforcement Bureau of the FCC. I went to the FCC's website under "Find People" and found Agent Alethia Nicholson's Name, Email and Phone Contact Number. I managed to get in contact with her by phone. During our conversation, she stated she remembered this Complaint. She also told me something new about this complaint. She had to make a visit to the main studio of WSB-TV to find out what happened. She stated, "She had to find out why I wasn't granted the required access as dictated by the FCC. In order to get this information, a visit to WSB-TV's Main Studio was mandatory to speak with the station's management." Agent Nicholson then asked me, "Did someone reach out to you to re-invite you to return to the TV station to view the Public Inspection File that you were denied to view in the first place because, they were ordered to do so?" I told her that the Station Manager Tim McVay called to re-invite me but the call did not go over well.

She asked again, were you invited to come back to view the Public Inspection File? I told her yes I was invited to return. But I did not see everything that was requested to be viewed when I initially came on October 23, 2015. Agent Nicholson stated, "That could be brought up later if you desire to do so." I thanked her for her time and efforts. She said, "Mr. Beauford you are welcome". Our phone conversation ended.

During Tim McVay's phone call in October 2016 to me after being ordered by the FCC to re-
invite me to return to WSB-TV, he admitted someone came to the station to view the Public
Inspection File and he said, "That Person Did Not See It". At that particular time he did not know
who that person was. Guess why? **None of my information was ever taken on October 23,
2015.** He found out who it was when WSB-TV was served my complaint #702477 by the FCC.
A Complaint that WSB-TV never responded to which is against the Rules and Regulations of the
FCC. By not responding to my complaint WSB-TV clearly broke FCC CFR § 1.717 Procedure.
Once again I came to WSB-TV's main studio to view their Public Inspection File for the
following:

- 1) The email I sent to the station on December 25, 2014 to General Manager, Tim McVay and
Cathy Bates
- 2) To see where WSB-TV entered my complaint in their Public Inspection File
- 3) To view their Resolution Page. The action WSB's management took regarding my
complaint.

This is why I asked to view the following:

- 4) **4th Quarter of 2014**
- 5) **1st Quarter of 2015**
- 6) **2nd Quarter of 2015**
- 7) **The Email I sent to WSB-TV on December 25, 2014 to Tim McVay and Cathy Bates**
- 8) **To view where my complaint was addressed in the Public Inspection File**
- 9) **The Resolution Page to see how WSB-TV addressed my complaint.**

Somewhere in the above should be where the 3 items I requested to see could be found.

The only thing I saw was the email I sent to Tim McVay and Cathy Bates. I had to file a

complaint with the FCC (#722407 in the FCC's Complaint Database) in order to view that. A complaint WSB-TV failed to respond to when they were served by the FCC in the required 30 days the FCC has laid out clearly in its' Rules and Regulations 47 CFR § 1.717: Procedure.

All items listed above are within reason and should be included in the WSB-TV's Public Inspection File if maintained correctly.

I did not see and never have seen the following and still demand to do so:

- 1) Where my complaint was entered into WSB-TV's Public Inspection File**
- 2) The Resolution Page to see how WSB-TV's Management handled my complaint.**

At the time of my FCC Ordered Second Visit on Friday, October 28, 2016 the request was made clearly to Tim McVay to view the two items above and that request was not fulfilled by WSB-TV's Management.

WSB-TV's Public Inspection File is inaccurate and incomplete.

If WSB-TV omitted this information about my complaint in their Public Inspection File, I ask the FCC to consider what else they have omitted and what else could be incomplete?

In December 2019, the FCC came to the conclusion that WSB-TV along with Station WPCH-TV violated rules regarding "Omitting Pertinent Information from their Political Files' part of their Public Inspection Files. The Commission ruling stated it this way,

"IT IS FURTHER ORDERED that Georgia Television, LLC, **IS ADMONISHED** for failing to maintain complete political files for Station WSB-TV, Atlanta GA, in willful and repeated violation of section 315(e)(2)(E) of the Act." Again, this was a Ruling against WSB-TV laid down by the FCC for repeated Public Inspection File violations.

The full Ruling and Order is attached to this Petition to Deny.

This was part of the Rules and Regulations that were put into place by the Federal

Communications Commission that WSB-TV purposefully failed to adhere too.

I ask the Federal Communications Commission to Revoke the Renewal of the Broadcast License of Cox Enterprises/Cox Media Group/Georgia Television, LLC/ WSB Television based on the following:

1) WSB-TV violated willfully with full intentions defied, "FCC CFR § 73.3526 NOT ALLOWING THE REQUIRED ACCESS TO THEIR PUBLIC INSPECTION FILE"

2) Violating FCC CFR § 1.717 Procedure:

Failing to respond to my complaint #722407 in the time indicated by the Federal Communications Commission

The FCC clearly states this on their website:

"Service Provider Response

The provider is required to respond in writing to the complaint within 30 days of receipt of the complaint. The Provider must copy you on the response."

"I DID NOT RECEIVE ANY RESPONSE OF ANY KIND FROM WSB-TV ABOUT MY COMPLAINT #722407"

3) Willful Falsification of the Broadcast License Renewal Application under Renewal Certification Section

4) Incomplete and Inaccurate information in their Public Inspection File

5) Conduct Unbecoming A Trustee of the Community of the City of Atlanta, Georgia and the surrounding communities

6) Not having a Policy or Procedure in place to view the Public Inspection File

7) Not entering my complaint #55980 into their Public Inspection File

8) Not entering my complaint #722407 into their Public Inspection File.

Complaint #722407 should have also been entered under FCC Investigations and Complaints as well.

9) Possessing no Resolution Page regarding how Management handled my complaint in their Public Inspection File

10) Blatant Racial Discrimination on Programming

WSB-TV has acted with Racism and Arrogance throughout this entire matter. No one deserves to be a Television Broadcast Licensee who behaves in this manner, especially an enterprise that calls itself a Trustee of the Community, not only in the City of Atlanta, Georgia but also in the United States of America. Once again, I ask the Federal Communications Commission to Grant my Petition to Deny, therefore Revoking the Broadcast License Renewal of WSB-TV serving the Metropolitan Atlanta, Georgia area and it surrounding communities.

Thank you for your time and consideration in this matter.

Sincerely,



DARRYL BRIAN BEAUFORD

120 Zoie Court

Fayetteville, GA 30215

404-769-5539

sarucga@gmail.com

to jane.williams

Dear Ms. Williams,

My name is Darryl Beauford. One year ago I came to the studios of WSB-TV to view the Public Inspection File. I was denied access to it. Why, I do not know! I immediately filed a complaint with Federal Communications Commission. The complaint number is 722407. A lady named Ms. Nicholson with FCC called me and investigated my complaint and said what I was looking for was in the file and that I should revisit WSB-TV at my earliest convenience to view the file for my personal satisfaction. She also guaranteed this would not happen again.

Also on 3 separate occasions I tried to make an appointment to meet with Tim McVay, then I emailed him and asked to meet on October 28th at 3:00pm to discuss this matter. No one has returned my calls and Tim McVay has yet to respond to my email. This was over 2 weeks ago.

Now I am reaching out to you about this matter. If possible can you arrange this meeting with Mr. McVay? I would appreciate any assistance from you as much as possible.

Sincerely,
Darryl Beauford

(COPY) FCC COMPLAINT #55980

UNFAIR BIASED EDITING OF PROGRAMMING

Darryl B Beauford December 25, 2014 21:26

To Whom It May Concern,

On Christmas Day at Noon WSB-TV in Atlanta, GA re-aired the Children's Healthcare of Atlanta Christmas Parade. At the beginning of the parade there were 2 performances by 2 dance groups. One of the performances was by a predominantly White dance group and the second was predominantly Black dance group Norma's Academy of Dance in South Atlanta.

On the re-air on Christmas Day at Noon, the station edited out the Black dance group Norma's Academy of Dance and kept the white group.

My daughter dances at Norma's Academy and was very upset not to see their dance team but the White kids were on. I was at the LIVE parade on December 6th and I recorded the LIVE Presentation of parade at home on DVD off WSB-TV Channel 2.

WSB-TV should be ashamed for committing such a racist act. If anyone committed an offense such as this, it would make Headlines their 12,5,6, & 11pm Nightbeat. Shame on them! They are no different than anyone else they report committing racist acts! This is solid proof of it.

Usually, Time is the reason to make edits but the proper thing to do in this case would have been to edit both dance groups out at the beginning.

I ask the FCC to investigate this issue . WSB-TV portrays itself as upstanding member of the Atlanta community, but committing such acts of blatant Racism will not be tolerated.

A response is asked.

Sincerely,

Darryl B Beauford
120 Zoie Court
Fayetteville, GA 30215

FCC Consumer Complaints March 04, 2015 10:27

The FCC receives a wide variety of comments and complaints from consumers about whether networks, stations, news reporters and/or commentators give inaccurate or one-sided news presentations, fail to cover certain events or to cover them inadequately, or overemphasize or dramatize certain aspects of events. Other complaints concern reporting illnesses, accidents or deaths of individuals before the families have been informed, or the conduct of journalists in the gathering and reporting of news.

The FCC's authority to respond to these complaints is narrow in scope and the Commission is prohibited by law from engaging in censorship or infringing on First Amendment rights of the press.

What can the FCC do?

The FCC cannot interfere with a broadcaster's selection and presentation of material for the news and/or its commentary. However, the FCC does regulate content in some narrow areas. Federal law prohibits or limits the broadcast of obscene, indecent or profane language as defined by U.S. courts. Also, the FCC may issue penalties for knowingly broadcasting false information.

What responsibilities do broadcasters have?

As public trustees, broadcasters may not intentionally distort the news. The FCC has stated publicly that "rigging or slanting the news is a most heinous act against the public interest." The FCC may act to protect the public interest when it has received documented evidence, such as testimony from persons who have direct personal knowledge of an intentional falsification of the news. Without such documented evidence, the FCC generally cannot intervene.

What if I have comments or concerns about a specific news broadcast or commentary?

All concerns or comments about a specific news broadcast or commentary should be directed to the local station and network involved, so that the people responsible for making the programming decisions can become better informed about audience opinion.

Accessible formats

To request this article in an accessible format - braille, large print, Word or text document or audio - write or call us at the address or phone number above, or send an email to fcc504@fcc.gov

Request #722407

Public Inspection File - WSB-TV Atlanta, GA

Darryl B Beauford December 22, 2015 23:18

On October 23, 2015 I visited WSB-TV in Atlanta, GA to view their Public Inspection File and was not granted access to it. I sent an official complaint to the FCC Investigations and Hearings Division on October 26, 2015 but have not received a response as of December 22, 2015. The complaint is attached.

Attached Letter:

C O M P L A I N T

October 24, 2015

Federal Communications Commission
Investigations and Hearings Division
445 12th Street, SW
Washington, DC 20554

To Whom This May Concern,

On Friday, October 23, 2015 I went to the main studio of WSB-TV in Atlanta, GA located at 1601 West Peachtree Street, Atlanta, GA to view their Public Inspection File. I was not granted access to this file. Instead I was handed a Post-It that had "FCC.gov" on it.

I do not understand why I wasn't granted access the file, but one of the two ladies said, "We upload our files to the FCC's website and you can go online and look at it there". I think her first name is Cathy and the other lady with her I believe her name was Jackie.

According to FCC regulations a hard copy of WSB-TV's Public Inspection File is suppose to be kept at the main studio for public inspection during regular business hours. This is to my understanding does not require an appointment. Furthermore, if the file was uploaded or in electronic form, WSB-TV is to provide a computer for me to view the file. As stated earlier, all I received was a Post-It that had "FCC.gov" on it.

This is an apparent and clear violation of Federal Communications Commission CFR 73.3526(e)!

I arrived at WSB-TV's main studio at approximately 1:30pm Friday, October, 23rd. I had to use the intercom at the front door to talk to security. I told the security guard that I am here to view

The Public Inspection File. The guard's first response was, "You cannot view these files. We don't just let anybody come in here to look at our files." After that I was about to walk away, then I saw the receptionist say something to her. I guess the receptionist was explaining to the guard what Public Inspection Files are. The receptionist waved me to come in. While walking towards the receptionist the guard apologized for her misunderstanding. The guard was an African-American female that had on an Allied-Barton uniform. I did not get her name.

The receptionist got on the phone to see if she could find someone to help me. After calling people for about 5 minutes she eventually found a lady named Jackie. Jackie came to the lobby and asked me which files did I want to see? I told her, "WSB-TV, Q4 of 2014, Q1 and Q2 of 2015". She said, "Let me get you to come back here to this room and I will get someone to get the files". The room she tried get was locked. Then Jackie invited me to have a seat in the lobby then she left.

What she did, I had no clue. After about 10 minutes later she came back with the lady named Cathy to the lobby where I was with the Post-It. I knew since March 2015 that there are Public Files on the FCC's website. When I tried to look up my complaint from December 2014 in the email section, it said I had to visit the station to review these files. This was my primary reason I went to WSB-TV on Friday, October 23rd.

Once again, the FCC says that a copy of the Public Inspection Files must be kept at the main studio for public viewing. Not only I have a right to view these files at WSB-TV's main studio, I DEMAND TO DO SO!

The complaint I filed in Q4 of 2104 with the commission was Complaint #55980 and a copy of the complaint was sent in the form of email to Tim McVay, General Manager of WSB-TV and Cathy Bates of Cox Communications.

A response is extremely desired!

Sincerely,

Darryl Brian Beauford
120 Zoie Court
Fayetteville, GA 30215
404-769-5539
sarucga@gmail.com

TV STATION PROFILE @ (HTTPS://PUBLICFILES.FCC.GOV/TV-PROFILEMSB-TV/RSS/)

TV STATION PROFILE @ (HTTPS://PUBLICFILES.FCC.GOV/TV-PROFILEMSB-TV/RSS/)

WSB-TV (<https://publicfiles.fcc.gov/tv-profile/WSB-TV>) ATLANTA, GA

Virtual Channel 2 RF Channel 32 Facility ID 23960

Search WSB-TV Profile

y, More Public Files



(https://publicfiles.fcc.gov/tv-profile/WSB-TV/more-public-files) V) Letters and e-mails from the Public

The correspondence files are only available at the main studio. Please contact the station for more information.

(https://publicfiles.fcc.gov/tv-profile/Studio-Address: tv/application-1601 Peachtree St, NE Atlanta, GA 30309 4048977000

This page was taken from WSB-TV's Public Inspection File page off the link from their website to the FCC's website on 1/7/2018. As you can see the only way to view Emails is to go to the Main Studio of WSB-TV 1601 West Peachtree Street, Atlanta, GA 30309. This is why I visited WSB-TV and was denied access to the file on October 23, 2015.

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

In the Matter of Online Political Files of)	
)	
MEREDITH CORPORATION)	File No. 082117a
Licensee of Station WPCH-TV, Atlanta, GA)	Facility ID No. 64033
)	
and)	
)	
GEORGIA TELEVISION, LLC)	File No. 082117b
Licensee of Station WSB-TV, Atlanta, GA)	Facility ID No. 23960
)	

ORDER

Adopted: December 3, 2019

Released: December 3, 2019

By the Chief, Media Bureau:

I. INTRODUCTION

1. In this Order, the Media Bureau admonishes Meredith Corporation (Meredith), licensee of Station WPCH-TV, Atlanta, GA, and Georgia Television, LLC (Georgia Television), licensee of Station WSB-TV, Atlanta, GA, for failing to include in their respective stations' online political files certain information about requests to purchase political advertising time for non-candidate issue advertisements, in willful and repeated violation of section 315(e)(2) of the Communications Act of 1934, as amended (Act).¹ This Order resolves a total of six complaints filed jointly by Issue One² and Campaign Legal Center³ (collectively Complainants) on August 21, 2017. Three complaints were

¹ 47 U.S.C. § 315(e)(2).

² Issue One describes itself as "a nonpartisan, nonprofit organization that seeks to 'strengthen democracy and return government to the American people' through 'political reform and government ethics.'" See e.g., "Complaint" filed on August 21, 2017, by Issue One and Campaign Legal Center against Meredith Corporation, licensee of Station WPCH-TV, Atlanta, GA, for violations of section 315 of the Communications Act of 1934, as amended, and section 73.1212 of the Commission's rules, regarding the broadcast of a House Majority PAC advertisement (Meredith House Majority Ad Complaint).

³ Campaign Legal Center describes itself as "a nonpartisan, nonprofit legal organization that seeks 'to improve our democracy and protect the fundamental right of all Americans to participate in the political process' by, among other things, seeking the enforcement of media and campaign laws." See *id.*

directed against Meredith, and three against Georgia Television.⁴ Because the allegations in all six complaints are substantially similar, we are considering them jointly.

2. In the *Political File Clarification Order*,⁵ the Commission recently resolved similar complaints alleging violations of our political file rules. In so doing, the Commission clarified certain record-keeping obligations that the Act and the Commission's rules impose on broadcast licensees and other entities with respect to the purchase of non-candidate issue advertising time.⁶ In that proceeding, the Commission did not take enforcement action in instances where a licensee failed to satisfy a requirement that it was then clarifying. However, the Commission admonished various licensees for political file-related violations if their conduct was inconsistent with the clear mandate of section 315 and our implementing rules.⁷ Because the alleged misconduct at issue in the instant case predated the release of the *Political File Clarification Order*, we take the same approach here as discussed below.

II. BACKGROUND

3. Broadcast licensees have long been required by the Act and the Commission's rules to maintain political files for public inspection. The Commission has stated that political file record-keeping requirements are intended "to provide for accurate documentation of the disposition of requests for

⁴ See Meredith House Majority Ad Complaint; "Complaint" filed on August 21, 2017, by Issue One and Campaign Legal Center against Meredith Corporation, licensee of Station WPCN-TV, Atlanta, GA, for violations of section 315 of the Communications Act of 1934, as amended, and section 73.1212 of the Commission's rules, regarding the broadcast of a National Republican Congressional Committee (NRCC) advertisement, (Meredith NRCC Ad Complaint); "Complaint" filed on August 21, 2017, by Issue One and Campaign Legal Center against Meredith Corporation, licensee of Station WPCN-TV, Atlanta, GA, for violations of section 315 of the Communications Act of 1934, as amended, and section 73.1212 of the Commission's rules, regarding the broadcast of a Patriot Majority USA advertisement; "Complaint" filed on August 21, 2017, by Issue One and Campaign Legal Center against Cox Media Group, licensee of Station WSB-TV, Atlanta, GA, for violations of section 315 of the Communications Act of 1934, as amended, and section 73.1212 of the Commission's rules, regarding the broadcast of a House Majority PAC advertisement; "Complaint" filed on August 21, 2017, by Issue One and Campaign Legal Center against Cox Media Group, licensee of Station WSB-TV, Atlanta, GA, for violations of section 315 of the Communications Act of 1934, as amended, and section 73.1212 of the Commission's rules, regarding the broadcast of a National Republican Congressional Committee advertisement (Georgia Television NRCC Ad Complaint); and "Complaint" filed on August 21, 2017, by Issue One and Campaign Legal Center against Cox Media Group, licensee of Station WSB-TV, Atlanta, GA, for violations of section 315 of the Communications Act of 1934, as amended, and section 73.1212 of the Commission's rules, regarding the broadcast of a Patriot Majority USA advertisement. The three complaints involving Station WSB-TV inadvertently identified Cox Media Group, rather Georgia Television, as the licensee of that station. Georgia Television and Cox Media Group are affiliated subsidiaries, both of which are wholly-owned by Cox Enterprises, Inc.

Both Meredith and Georgia Television responded to the complaints on October 10, 2017. See Letter, from Joshua N. Pila, General Counsel, Local Media Group, Meredith Corporation, to Gary Schonman, Special Counsel, Media Bureau, Federal Communications Commission, dated October 10, 2017 (Meredith Letter); and Answer to Complaints, filed on behalf of Georgia Television on October 10, 2017, by Michael D. Basile, Esq., and Christina H. Burrow, Esq., Cooley LLP (Georgia Television Answer).

⁵ *Complaints Involving the Political Files of WCNC-TV, Inc., licensee of Station WCNC-TV, Charlotte, NC, et al.*, Memorandum Opinion and Order, FCC 19-100, 2019 WL 5296781 (Oct. 16, 2019). (*Political File Clarification Order*).

⁶ *Political File Clarification Order*, at *5-14, paras. 11-38. The obligation to maintain political files for public inspection also applies to cable television system operators engaged in origination cablecasting (see 47 CFR § 76.1701); Direct Broadcast Satellite providers (see 47 CFR § 25.701(d)); and satellite digital audio radio licensees (see 47 CFR § 25.702(b)).

⁷ *Political File Clarification Order* at *2, 14-23, paras. 3, 39-71.

time.”⁸ Every broadcast licensee bears a critical responsibility to ensure that its political files are complete.

4. Section 315(e) of the Act requires licensees to maintain political files for certain types of advertisements. Specifically, pursuant to section 315(e)(1)(B),⁹ licensees are required to make available for public inspection a “complete record” of each request to purchase broadcast time that “communicates a message relating to any political matter of national importance, including (i) a legally qualified candidate;¹⁰ (ii) any election to Federal office;¹¹ or (iii) a national legislative issue of public importance.”¹²

5. As to each request to purchase political advertising time, licensees are required under section 315(e)(2) to identify in their political files “the name of the candidate to which the communication refers and the office to which the candidate is seeking election, the election to which the communication refers, or the issue to which the communication refers (as applicable).”¹³ The Commission clarified in the *Political File Clarification Order* that for each request to purchase political advertising time that triggers record-keeping obligations under section 315(e)(1)(B), licensees must identify in their political files *all* political matters of national importance referenced in the ad, including the names of all federal candidates (and the offices to which they are seeking election), all elections to federal office, and all national legislative issues of public importance to which the communication refers.¹⁴

6. Complainants filed three substantially identical complaints against Meredith about advertisements sponsored, respectively, by the National Republican Congressional Committee (NRCC), Patriot Majority USA (Patriot Majority), and House Majority PAC (House Majority). The complaints against Georgia Television involved the same three advertisements and organizations. Complainants state that the ads communicated messages relating to political matters of national importance, and thus triggered political file disclosure obligations for the stations.¹⁵ According to Complainants, all of the ads referenced the then-ongoing campaign for United States House of Representatives in Georgia’s 6th Congressional District.¹⁶ Complainants further maintain that the House Majority ads also specifically

⁸ *In the Matter of Codification of the Commission’s Political Programming Policies*, Memorandum Opinion and Order, 7 FCC Rcd. 4611, 4621 (1992).

⁹ 47 U.S.C. § 315(e)(1)(B).

¹⁰ *Id.* at § 315(e)(1)(B)(i).

¹¹ *Id.* § 315(e)(1)(B)(ii).

¹² *Id.* § 315(e)(1)(B)(iii). In the *Political File Clarification Order*, the Commission clarified that it will consider context in determining whether an advertisement that references a legally qualified candidate, an election, and/or a national legislative issue of public importance constitutes a “political matter of national importance” that triggers record-keeping obligations under section 315(e)(1)(B) of the Act. *Political File Clarification Order* at *10-14 paras. 27-38. The Commission also clarified that, for purposes of section 315(e)(1)(B)(i), the term “legally qualified candidate” refers to candidates for federal office, and for purposes of section 315(e)(1)(B)(iii), the term “national legislative issue of public importance” refers to an issue that is the subject of federal legislation that has been introduced and is pending in Congress at the time a request for air time is made. *Id.* at *11-14, paras. 31-35, 37-38.

¹³ 47 U.S.C. § 315(e)(2)(E).

¹⁴ *Political File Clarification Order* at *5-8 paras. 12-20. The Commission also clarified that under section 315(e)(2)(G) of the Act, licensees must disclose all of the chief executive officers or members of the executive committee or board of directors of any person seeking to purchase political advertising time under section 315(e)(1)(B). In cases where a station initially is given the name of a single official of a sponsoring entity, or otherwise has a reasonable basis for believing that the information initially provided is incomplete, the station is obligated to inquire whether there are any other officers or members of the executive committee or of the board of directors of such entity. *Political File Clarification Order* at *8-10, paras. 21-26.

¹⁵ See, e.g., Georgia Television NRCC Ad Complaint at 4-5.

¹⁶ See, e.g., Meredith NRCC Ad Complaint at 4-5.

referenced Karen Handel, a legally qualified candidate running in the 2017 election,¹⁷ and the NRCC ad additionally referenced the issue of “lower taxes”¹⁸

7. Complainants acknowledge that the stations uploaded an NAB Form PB-18¹⁹ for each of the six ads to their respective online political files, but contend that they failed to complete the forms properly. Complainants also allege that neither station disclosed in its online file any political matters of national importance referenced in the three ads, in violation of section 315(e)(2)(E) of the Act.²⁰

8. Meredith and Georgia Television do not dispute that the ads triggered disclosure obligations under section 315(e)(1)(B).²¹ However, they maintain that Complainants misstate the extent of the obligations imposed by section 315 and claim that their respective political files were substantially complete.²² The arguments advanced by the licensees are addressed in more detail below.

III. DISCUSSION

A. Meredith

9. We admonish Meredith for its failure to disclose in its political file any political matters of national importance with respect to the three ads at issue in this case broadcast by Station WPCB-TV. All three ads communicated messages relating to the election in Georgia’s 6th Congressional District, one ad additionally referenced Karen Handel, then a legally qualified candidate in that race, and another referenced the election and the issue of lower taxes. Station WPCB-TV’s political files inadequately disclosed information about the election and omitted other information about candidate Handel and the issue of lower taxes.

10. Meredith maintains that, under section 315(e)(2)(E), Station WPCB-TV was required to disclose in its political file only the name of the candidate, the election *or* the national legislative issue of public importance to which the ads referred.²³ Meredith further maintains that it complied with this obligation by disclosing that the ads communicated messages about the election in Georgia’s 6th Congressional District. According to Meredith:

the paperwork for each of these advertisers were filed under “Federal” then under “U.S. House” in the station’s online public file. Accordingly, the very placement of the paperwork in the WPCB-TV public file told the public that information in that folder was related to a U.S. House race, i.e. the GA-6 special election. Furthermore, on two of the NAB forms the station hand-wrote “GA CD-6” which then explicitly told the public the race that was the subject of the ads. Consequently, in each case, the station disclosed “the election to which the communication refers” which, as discussed above, complies with the station’s obligations under the statute.²⁴

¹⁷ See, e.g., Meredith House Majority Ad Complaint at 3.

¹⁸ See, e.g., Georgia Television NRCC Ad Complaint at 5.

¹⁹ NAB Form PB-18 is a form that the National Association of Broadcasters makes available to stations to facilitate the entry of required information into their political files for public inspection. Stations are not required by any Commission rule or statute to use NAB Form PB-18.

²⁰ See, e.g., Georgia Television NRCC Ad Complaint at 5-6. Complainants also reference in their filings the requirements imposed by section 73.1212(e) of the Commission’s Rules, 47 CFR § 73.1212(e), but do not appear to allege that either licensee violated those obligations. See, e.g., Georgia Television NRCC Ad Complaint at 4, 6.

²¹ See Meredith Letter at 2; Georgia Television Answer at 3.

²² See Meredith Letter at 2-3; Georgia Television Answer at 4-7.

²³ Meredith Letter at 2.

²⁴ Meredith Letter at 3.

11. Initially, we disagree with Meredith concerning the scope of its obligations under section 315(e)(2)(E) of the Act. As noted above, the Commission explained in its *Political File Clarification Order* that a licensee does not have the discretion to selectively disclose political matters of national importance referenced in political advertisements. Rather, a licensee must disclose all candidates, elections and legislative issues of public importance referenced in such ads.

12. Because the misconduct in this instance predated the guidance provided by the Commission in its *Political File Clarification Order*, we would have excused it if Meredith had properly identified in its political files even one political matter of national importance referenced in the subject ads.²⁵ We find, however, that Meredith did not sufficiently identify in its political files *any* political matters of national importance for the ads in question, including the 2017 election that was referenced in all three ads, the name of the federal candidate referenced in the House Majority ad, and the issue of taxes referenced in the NRCC ad. The act of placing documents in a particular subfolder identified as “U.S. House Race” does not provide the kind detailed information that section 315 of the Act requires to disclose the election at issue. Stations bear the responsibility of maintaining political files that provide meaningful disclosure. This requires that they make clear, affirmative representations in their political files about each ad that references a political matter of national importance. While the instant case involved a single race in Georgia’s 6th Congressional District, many stations serve areas that encompass multiple congressional districts. It is not enough therefore for a station to leave it up to the public to figure out which election may be the subject of a political ad based merely upon the name of the subfolder into which documents for that ad have been placed. We also do not believe that a handwritten note in a station’s political file referring to “GA CD-6” adequately identifies for members of the public that the ad communicated a political matter of national importance involving the election in Georgia’s 6th Congressional District. While some politically-oriented individuals and groups may recognize that the term “GA CD-6” means “Georgia’s 6th Congressional District,” stations should not assume that such a notation provides clear and meaningful disclosure to members of the general public.

13. Meredith concedes that Station WPCB-TV incorrectly completed its NAB Forms PB-18 for the ads. However, it argues that such forms are intended for station convenience and are not required by any Commission rule or statute.²⁶ According to Meredith, “[w]hile it may be a ‘best practice’ to change an incorrect or incomplete ‘NAB Form,’ it is not a requirement so long as the relevant information is in the [political] file.”²⁷ We agree with Meredith that stations are not required to use NAB Form PB-18. However, stations are obligated to provide -- using whatever form they choose -- meaningful disclosure about non-candidate issue ads they broadcast that communicate messages relating to political matters of national importance. In the instant case, such meaningful disclosure was lacking in connection with the files for each of the three ads in question. On balance, therefore, we find that Meredith failed to include in Station WPCB-TV’s political files required information about requests to purchase broadcast time for non-candidate issue advertisements, in willful and repeated violation of section 315(e)(2)(E).

B. Georgia Television

14. We admonish Georgia Television for its failure to disclose in its political file any political matters of national importance with respect to the three ads at issue in this case, each of which referenced the election in Georgia’s 6th Congressional District, legally qualified candidate Karen Handel, and/or the issue of lower taxes. Similar to Meredith, Georgia Television maintains that under section 315(e)(2)(E), Station WSB-TV was required to disclose in its political files only the name of the candidate, the election *or* the national legislative issue of public importance to which the ads referred.²⁸ For the same reason

²⁵ See *Political File Clarification Order* at *2, 14-23 paras. 3, 39-71.

²⁶ Meredith Letter at 3.

²⁷ Meredith Letter at 3.

²⁸ Georgia Television Answer at 5.

discussed above, we reject that interpretation of the statute.²⁹

15. Georgia Television concedes that WSB-TV's political file for the three ads was incomplete, stating that it:

inadvertently omitted one item from its political public file: the otherwise obvious fact that the NRCC, Patriot Majority and House Majority PAC ads concerned the GA CD-6 race. However, this inadvertent omission caused no public harm, as it was self-evident that these spots were about the GA CD-6 federal race.³⁰

Georgia Television's claims that the subject of the ads was "obvious," and its omission caused no public harm lack merit. In the absence of providing affirmative, meaningful disclosure in Station WSB-TV's political files about political matters of national importance, the subject (or subjects) of the ads was not evident. Although the record does not indicate the specific harm the public may have suffered from Georgia Television's omission, a finding that a licensee violated section 315(e)(2)(E) by failing to upload required information to its political file requires only that its actions were willful and/or repeated.³¹

16. Had Georgia Television properly identified in its political files even one political matter of national importance referenced in each of the subject ads, we would excuse such misconduct in this instance on the basis that it occurred prior to the date on which the Commission provided guidance in its *Political File Clarification Order*.³² Because it failed to do so, we find that Georgia Television failed to include in Station WSB-TV's political files required information about requests to purchase broadcast time for non-candidate issue advertisements, in willful and repeated violation of section 315(e)(2)(E) of the Act.

IV. ORDERING CLAUSES

17. **ACCORDINGLY, IT IS ORDERED** that Meredith Corporation **IS ADMONISHED** for failing to maintain complete political files for Station WPCH-TV, Atlanta, GA, in willful and repeated violation of section 315(e)(2)(E) of the Act.

18. **IT IS FURTHER ORDERED** that Georgia Television, LLC, **IS ADMONISHED** for failing to maintain complete political files for Station WSB-TV, Atlanta GA, in willful and repeated violation of section 315(e)(2)(E) of the Act.

19. **IT IS FURTHER ORDERED** that the six complaints filed jointly by Issue One and Campaign Legal Center on August 21, 2017, are **GRANTED** to the extent indicated and **DENIED IN ALL OTHER RESPECTS**.

20. **IT IS FURTHER ORDERED** that this action is taken pursuant to authority delegated by Section 0.283 of the Commission's Rules.³³

21. **IT IS FURTHER ORDERED** that copies of this Order shall be sent by United States first class and certified mail, return receipt requested, to: Joshua N. Pila, General Counsel, Local Media Group, Meredith Corporation, 1716 Locust Street, Des Moines, IA 50309; Michael D. Basile, Esq., Cooley LLP, 1299 Pennsylvania Avenue, N.W., Suite 700, Washington, DC 20004, counsel for Georgia

²⁹ Georgia Television Answer at 4-5. Georgia Television further claims that Station WSB-TV's use of NAB Form PB-18 was purely voluntary, and any failure to properly fill in the form does not constitute a violation of any Commission rule or statute. We treat this claim in the same manner as above. *See supra* para 12.

³⁰ Georgia Television Answer at 4. *See also* Georgia Television Answer at 7.

³¹ *See, e.g.*, 47 U.S.C. § 503(b).

³² *See Political File Clarification Order* at *2, 14-23 paras. 3, 39-71.

³³ 47 CFR § 0.283.

Television, LLC; Meredith McGhee, Esq., Issue One, 1401 K Street, N.W., Suite 350, Washington, DC 20005; and Brendan M Fischer, Esq., Campaign Legal Center, 1411 K Street, N.W., Suite 1400, Washington, DC 20005.

FEDERAL COMMUNICATIONS COMMISSION

Michelle M. Carey
Chief, Media Bureau

(REFERENCE COPY - Not for submission)

Renewal of License

File Number: **0000128755** Submit Date: **12/01/2020** Call Sign: **WSB-TV** Facility ID: **23960**
FRN: **0022439848** State:
Georgia City: **ATLANTA**
Service: **DTV** Purpose: **Renewal of License** Status: **Pending** Status Date: **12/02/2020**
Filing Status: **Active**

General Information

Section	Question	Response
Attachments	Are attachments (other than associated schedules) being filed with this application?	No

Fees, Waivers, and Exemptions

Section	Question	Response
Waivers	Does this filing request a waiver of the Commission's rule(s)?	No
	Total number of rule sections involved in this waiver request:	

Applicant Name, Type, and Contact Information

Applicant	Address	Phone	Email	Applicant Type
GEORGIA TELEVISION, LLC	Legal Department, Cox	+1 (470)	alysia.	Limited Liability
Doing Business As: GEORGIA TELEVISION, LLC	Media Group 223 Perimeter Center Parkway NE ATLANTA, GA 30346 United States	508- 3472	long@cmg. com	Company

Contact Representatives (1)

Contact Name	Address	Phone	Email	Contact Type
Christina Burrow <i>Legal Representative</i> Cooley LLP	Christina Burrow 1299 Pennsylvania Avenue, NW Suite 700 Washington, DC 20004 United States	+1 (202) 776- 2687	cburrow@cooley. com	Legal Representative

Renewal Certification

Section	Question	Response
Character Issues	Licensee certifies that neither the licensee nor any party to the application has or has had any interest in, or connection with, any broadcast application in any proceeding where character issues were left unresolved, or were resolved adversely against the applicant or any party to the application;	Yes
	Licensee certifies that neither the licensee nor any party to the application has or has had any interest in, or connection with, any pending broadcast application in which character issues have been raised..	Yes
Adverse Findings	Licensee certifies that, with respect to the licensee and each party to the application, no adverse finding has been made, nor has an adverse final action been taken by any court or administrative body in a civil or criminal proceeding brought under the provisions of any laws related to any of the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	Yes
FCC Violations during the Preceding License Term	Licensee certifies that, with respect to the station(s) for which renewal is requested, there have been no violations by the licensee of the Communications Act of 1934, as amended, or the rules or regulations of the Commission during the preceding license term. If "No", the licensee must submit an explanatory exhibit providing complete descriptions of all violations.	No
Ownership	The licensee certifies that, with respect to the station(s) for which renewal is requested, it complied with 47 CFR Section 73.3555.	Yes
Alien Ownership and Control	Licensee certifies that it complies with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments.	Yes
Non-Discriminatory Advertising Sales Agreements	Commercial licensee certifies that its advertising sales agreements do not discriminate on the basis of race or ethnicity and that all such agreements held by the licensee contain non-discrimination clauses. Noncommercial licensees should select "not applicable."	Yes

DTV/Class A Certification

Section	Question	Response
Biennial Ownership Report	Licensee certifies that the station's Biennial Ownership Report (FCC Form 323 or 323-E) has been filed with the Commission, as required by 47 CFR Section 73.3615.	Yes
EEO Program	The station's Broadcast EEO Program Report (Form 2100, Schedule 396), has been filed with the Commission as required by 47 CFR Section 73.2080(f)(1).	Yes File Number: 0000128748
	The station has posted its most recent Broadcast EEO Public File Report on the station's website, as required by 47 CFR Section 73.2080(c)(6).	Yes
Online Public Inspection File	Licensee certifies that the documentation required by 47 CFR Sections 73.3526 or 73.3527, as applicable, has been uploaded to the station's public inspection file when required.	No
Children's Programming Commercial Limitations	For the period of time covered by this application, the licensee certifies that it has complied with the limits on commercial matter as set forth in 47 CFR Section 73.670 and the Commission's commercial limit policies related to host-selling and program-length commercials.	Yes
Children's Television Programming Reports	For the period of time covered by this application, the licensee certifies that it has filed with the Commission, and incorporates by reference, the Children's Television Programming Reports (FCC Form 2100, Schedule H) as described in 47 CFR Section 73.3526, containing all required information.	Yes
Core Programming Processing Guidelines	For the period of time covered by this application, the licensee certifies that the station has complied with the Core Programming criteria and Core Programming Processing Guidelines, as required by the Commission's rules that were in effect at the time the Core Program was aired.	Yes
E/I Symbol	The licensee certifies that, as required by 47 CFR Section 73.671(c)(5), it identifies each Core Program using the E/I symbol throughout the airing of each program.	Yes
Notifying Publishers Of Program Guides	The licensee certifies that it provides information identifying each Core Program aired on its station to publishers of program guides, as required by 47 CFR Section 73.673.	Yes
Publicizing Children's Reports	The licensee certifies that prior to January 21, 2020, it publicized the existence and location of the station's Children's Television Programming Reports (FCC Form	Yes

Environmental Effects	Licensee certifies that the specified facility complies with the maximum permissible radio frequency electromagnetic exposure limits for controlled and uncontrolled environments.	Yes
Adherence to Minimum Operating Schedule	Licensee certifies that during the preceding license term the station has not been silent (or operating for less than its prescribed minimum operating hours) for any period of more than 30 days.	Yes
Adherence to Operating Parameters	Licensee certifies that during the preceding license term, the station has operated pursuant to authorized operating parameters, either pursuant to the terms of its license, special temporary authority, or as otherwise permitted under the Commission's rules.	Yes

Other BroadCast Certifications

Section	Question	Response
Other BroadCast Certifications	Does this application include one or more FM translator station(s) or TV translator station(s) or LPTV station(s), in addition to the station listed at the top of this section?	No

**FM
Translator
Certifications**

You have not selected any Other Broadcast Station.

TV Translator/ LPTV Certifications

You have not selected any Other Broadcast Certifications

Certification

Section	Question	Response
General Certification Statements	The Applicant waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by authorization or otherwise, and requests an Authorization in accordance with this application (See Section 304 of the Communications Act of 1934, as amended.).	
	The Applicant certifies that neither the Applicant nor any other party to the application is subject to a denial of Federal benefits pursuant to §5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. §862, because of a conviction for possession or distribution of a controlled substance. This certification does not apply to applications filed in services exempted under §1.2002(c) of the rules, 47 CFR . See §1.2002(b) of the rules, 47 CFR §1.2002(b), for the definition of "party to the application" as used in this certification §1.2002 (c). The Applicant certifies that all statements made in this application and in the exhibits, attachments, or documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.	
Authorized Party to Sign	<p>FAILURE TO SIGN THIS APPLICATION MAY RESULT IN DISMISSAL OF THE APPLICATION AND FORFEITURE OF ANY FEES PAID</p> <p>Upon grant of this application, the Authorization Holder may be subject to certain construction or coverage requirements. Failure to meet the construction or coverage requirements will result in automatic cancellation of the Authorization. Consult appropriate FCC regulations to determine the construction or coverage requirements that apply to the type of Authorization requested in this application.</p> <p>WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND /OR IMPRISONMENT (U.S. Code, Title 18, §1001) AND/OR REVOCATION OF ANY STATION AUTHORIZATION (U.S. Code, Title 47, §312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, §503).</p>	
	I certify that this application includes all required and relevant attachments.	Yes

Attachments

File Name	Uploaded By	Attachment Type	Description
<u>WSB-TV Exhibit re FCC Violations.pdf</u>	Applicant	Renewal Certification	FCC Violations
<u>WSB-TV Exhibit re Online Public File.pdf</u>	Applicant	DTV/Class A Certifications	Online Public File

AFFIDAVIT

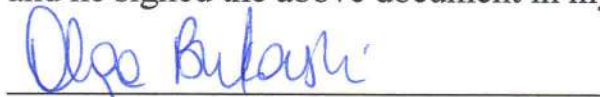
I Darryl Brian Beauford, am a resident of Fayetteville, County of Fayette, State of Georgia, and do hereby certify, swear or affirm, and declare that I am competent to give the following declaration based on my personal and professional knowledge, and that the following facts and things are true and correct in this Petition to Deny the Broadcast License Renewal of WSB Television located at 1601 West Peachtree Street, Atlanta, Georgia 30309.

WITNESS my signature this 11th of December 2020.


Signature of Declarant

State of Georgia
County of Fayette

On December 11, 2020, Darryl Brian Beauford personally came before me and being duly sworn, did state that he is the person described in the above document and he signed the above document in my presence.


Signature of Notary

Notary Public, In and for the County Fayette
State of Georgia

My commission expires: January 17, 2021 Notary Seal

Olga Bukowski
NOTARY PUBLIC
Fayette County, Georgia
My Commission Expires
January 17, 2021