

FEDERAL COMMUNICATIONS COMMISSION

CLASS OF STATION FM

STH

The following application is submitted for action by the Chief, Broadcast Bureau.

ST	FILE NUMBER	CALL	APPLICANT AND LOCATION	NATURE OF APPLICATION
MD	BPH -901224MF N/M	NEW 106.9MHZ	WEBB BROADCASTING, INC. OCEAN CITY MD	CP FOR NEW FM ON: FREQUENCY: 106.9 MHZ; ERP: 3.0 KW H&V; HAAT: 100 METERS H&V 38 22 30 75 10 25

LICENSE EXPIRATION DATE \_\_\_\_\_

\_\_\_\_\_  
CHIEF, LICENSE DIVISION

RECOMMENDATION: GRANT( ) CONSTRUCTION DATES, START \_\_\_\_\_ END \_\_\_\_\_  
 CONTESTED ( ) UNCONTESTED ( )

APPROVED \_\_\_\_\_

\_\_\_\_\_  
FOR CHIEF, BROADCAST BUREAU

F.C.C.-WASHINGTON, D.C.

PEPPER & CORAZZINI

VINCENT A. PEPPER  
ROBERT F. CORAZZINI  
PETER H. FEINBERG  
PETER GUTMANN  
WILLIAM J. FRANKLIN  
JOHN F. GARZIGLIA  
TODD J. PARRIOTT  
NEAL J. FRIEDMAN  
ELLEN S. MANDELL  
HOWARD J. BARR  
LOUISE CYBULSKI \*

ATTORNEYS AT LAW  
200 MONTGOMERY BUILDING  
1776 K STREET, NORTHWEST  
WASHINGTON, D. C. 20006  
—  
(202) 296-0600

ROBERT LEWIS THOMPSON  
B. WARING PARTRIDGE III, P. C.  
E. THEODORE MALLYCK  
OF COUNSEL  
—  
FREDERICK W. FORD  
1909-1986  
—  
TELECOPIER: (202) 296-5572

\*NOT ADMITTED IN D.C.

December 21, 1990

Ms. Donna R. Searcy  
Secretary  
Federal Communications Commission  
Washington, DC 20554

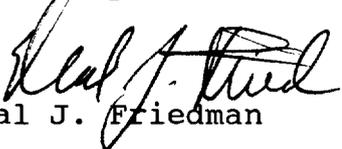
Re: New FM Station Channel 295A, Ocean City, MD

Dear Ms. Searcy:

Transmitted herewith on behalf of Webb Broadcasting, Inc. are an original and two copies of an application for a construction permit for a new FM station on Channel 295A at Ocean City, MD (FCC Form 301). A check in the amount of \$2,030 (Check Number 15327) is enclosed in payment of the required FCC filing fee.

Should there be any questions regarding this filing, kindly communicate directly with the undersigned.

Sincerely,

  
Neal J. Friedman

enclosure

106.9MHZ  
BPH -901224MF NEW  
OCEAN CITY MD  
WEBB BROADCASTING, INC.

RECEIVED

DEC 21 1990

FM 301 295A

Approved by OMB  
3060-0440  
Expires 12/31/90

FEDERAL COMMUNICATIONS COMMISSION  
**FEE PROCESSING FORM**

FOR  
FCC  
USE  
ONLY

FCC/MELLON DEC 24 1990

12-28-90 8:45:20 AM

Please read instructions on back of this form before completing it. Section I MUST be completed. If you are applying for concurrent actions which require you to list more than one Fee Type Code, you must also complete Section II. This form must accompany all payments. Only one Fee Processing Form may be submitted per application or filing. Please type or print legibly. All required blocks must be completed or application/filing will be returned without action.

**RECEIVED**

**SECTION I**

APPLICANT NAME (Last, first, middle initial)

Webb Broadcasting, Inc.

MAILING ADDRESS (Line 1) (Maximum 35 characters - refer to Instruction (2) on reverse of form)

c/o Neal J. Friedman - Pepper & Corazzini

MAILING ADDRESS (Line 2) (if required) (Maximum 35 characters)

1776 K Street, N.W., Suite 200

CITY

Washington

STATE OR COUNTRY (if foreign address)

ZIP CODE

CALL SIGN OR OTHER FCC IDENTIFIER (if applicable)

D.C.

20006

New FM Station Channel 295A/ Maryland Ocean City,

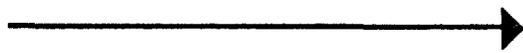
Enter in Column (A) the correct Fee Type Code for the service you are applying for. Fee Type Codes may be found in FCC Fee Filing Guides. Enter in Column (B) the Fee Multiple, if applicable. Enter in Column (C) the result obtained from multiplying the value of the Fee Type Code in Column (A) by the number entered in Column (B), if any.

(A)	(B)	(C)	FOR FCC USE ONLY
FEE TYPE CODE	FEE MULTIPLE (if required)	FEE DUE FOR FEE TYPE CODE IN COLUMN (A)	
(1) <u>M T R</u>	<u>1</u>	<u>\$ 2030.00</u>	

**SECTION II** — To be used only when you are requesting concurrent actions which result in a requirement to list more than one Fee Type Code.

(A)	(B)	(C)	FOR FCC USE ONLY
FEE TYPE CODE	FEE MULTIPLE (if required)	FEE DUE FOR FEE TYPE CODE IN COLUMN (A)	
(2) <input type="text"/>	<input type="text"/>	\$ <input type="text"/>	
(3) <input type="text"/>	<input type="text"/>	\$ <input type="text"/>	
(4) <input type="text"/>	<input type="text"/>	\$ <input type="text"/>	
(5) <input type="text"/>	<input type="text"/>	\$ <input type="text"/>	

ADD ALL AMOUNTS SHOWN IN COLUMN C, LINES (1) THROUGH (5), AND ENTER THE TOTAL HERE. THIS AMOUNT SHOULD EQUAL YOUR ENCLOSED REMITTANCE.



TOTAL AMOUNT REMITTED WITH THIS APPLICATION OR FILING  
\$ 2030.00

FOR FCC USE ONLY  
2030.00

APPLICATION FOR CONSTRUCTION PERMIT FOR COMMERCIAL BROADCAST STATION

For COMMISSION Fee Use Only	FEE NO:	For APPLICANT Fee Use Only Is a fee submitted with this application? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
	FEE TYPE:	
	FEE AMT:	If fee exempt (see 47 C.F.R. Section 1.1112), indicate reason therefor (check one box): <input type="checkbox"/> Noncommercial educational licensee <input type="checkbox"/> Governmental entity
	ID SEQ:	FOR COMMISSION USE ONLY BPH-90224MF FILE NO.

Section I - GENERAL INFORMATION

code 31PN: 1-11-91 3/22-91

1. Name of Applicant Webb Broadcasting, Inc.			Send notices and communications to the following person at the address below: Name Above with copy to: Neal J. Friedman, Esquire		
Street Address or P.O. Box 10295 Collins Ave., Apartment 718			Street Address or P.O. Box 1776 K Street, N.W., Suite 200		
City Bal Harbour	State FL	ZIP Code 33154	City Washington	State DC	ZIP Code 20006
Telephone No. (Include Area Code) (305) 864-3965			Telephone No. (Include Area Code) (202) 296-0600		

2. This application is for:  AM  FM  TV

(a) Channel No. or Frequency  
295A / 106.9

(b) Principal Community	City	State
	Ocean City	MD

(c) Check one of the following boxes:

- Application for NEW station
- MAJOR change in licensed facilities; call sign: \_\_\_\_\_
- MINOR change in licensed facilities; call sign: \_\_\_\_\_
- MAJOR modification of construction permit; call sign: \_\_\_\_\_  
File No. of construction permit: \_\_\_\_\_
- MINOR modification of construction permit; call sign: \_\_\_\_\_  
File No. of construction permit: \_\_\_\_\_
- AMENDMENT to pending application; Application file number: \_\_\_\_\_

NOTE: It is not necessary to use this form to amend a previously filed application. Should you do so, however, please submit only Section I and those other portions of the form that contain the amended information.

3. Is this application mutually exclusive with a renewal application?  Yes  No

If Yes, state:

Call letters	Community of License	
	City	State

**Section II - LEGAL QUALIFICATIONS**

Name of Applicant

Webb Broadcasting, Inc.

1. Applicant is: *(check one box below)*

- Individual                       General partnership                       For-profit corporation
- Other                                       Limited partnership                       Not-for-profit corporation

2. If the applicant is an unincorporated association or a legal entity other than an individual, partnership, or corporation, describe in an Exhibit the nature of the application.

Exhibit No.

**NOTE:** The terms "applicant," "parties to this application," and "non-party equity owners in the applicant" are defined in the instructions for Section II of this form. Complete information as to each "party to this application" and each "non-party equity owner in the applicant" is required. If the applicant considers that to furnish complete information would pose an unreasonable burden, it may request that the Commission waive the strict terms of this requirement with appropriate justification.

3. If the applicant is not an individual, provide the date and place of filing of the applicant's enabling charter (e.g., a limited partnership must identify its certificate of limited partnership and a corporation must identify its articles of incorporation by date and place of filing):

Date October 30, 1990 Place Wilmington, Delaware

In the event there is no requirement that the enabling charter be filed with the state, the applicant shall include the enabling charter in the applicant's public inspection file. If, in the case of a partnership, the enabling charter does not include the partnership agreement itself, the applicant shall include a copy of the agreement in the applicant's public inspection file.

4. Are there any documents, instruments, contracts or understandings (written or oral), other than instruments identified in response to Question 3 above, relating to future ownership interests in the applicant, including but not limited to, insulated limited partnership shares, nonvoting stock interests, beneficial stock ownership interests, options, rights of first refusal, or debentures?

Yes  No

If Yes, submit as an Exhibit all such written documents, instruments, contracts, or understandings, and provide the particulars of any oral agreement.

Exhibit No.

5. Complete, if applicable, the following certifications:

(a) Applicant certifies that no limited partner will be involved in any material respect in the management or operation of the proposed station. N/A

Yes  No

If No, applicant must complete Question 6 below with respect to all limited partners actively involved in the media activities of the partnership.

(b) Does any investment company *(as defined in 15 U.S.C. Section 80 a-3)*, insurance company, or trust department of any bank have an aggregated holding of greater than 5% but less than 10% of the outstanding votes of the applicant?

Yes  No

If Yes, applicant certifies that the entity holding such interest exercises no influence or control over the applicant, directly or indirectly, and has no representatives among the officers and directors of the applicant.

Yes  No

Section II - LEGAL QUALIFICATIONS (Page 2)

6. List the applicant, parties to the application and non-party equity owners in the applicant. Use one column for each individual or entity. Attach additional pages if necessary.

(Read carefully - The numbered items below refer to line numbers in the following table.)

- 1. Name and residence of the applicant and, if applicable, its officers, directors, stockholders, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and partners.
- 2. Citizenship.
- 3. Office or directorship held.
- 4. Number of shares or nature of partnership interests.
- 5. Number of votes.
- 6. Percentage of votes.
- 7. Other existing attributable interests in any broadcast station, including the nature and size of such interests.
- 8. All other ownership interests of 5% or more (whether or not attributable), as well as any corporate officership or directorship, in broadcast, cable, or newspaper entities in the same market or with overlapping signals in the same broadcast service, as described in 47 C.F.R. Section 73.3555 and 76.501, including the nature and size of such interests and the positions held.

1.	Webb Broadcasting, Inc. 10295 Collins Ave., No. 718 Bal Harbour, FL 33154	Danielle Webb 10295 Collins Ave., No. 718 Bal Harbour, FL 33154	Sidney Friedman 42 Marlo Road Wayne, NJ 07470
2.	Delaware Corporation	U.S.	U.S.
3.	-----	President, Secretary, Treasurer, Director	-----
4.	-----	20 VS	20 NVS
5.	-----	100	-----
6.	-----	100%	-----
7.	None	None	See Exhibit 1
8.	None	None	None

Section II - LEGAL QUALIFICATIONS (Page 2)

6. List the applicant, parties to the application and non-party equity owners in the applicant. Use one column for each individual or entity. Attach additional pages if necessary.

(Read carefully - The numbered items below refer to line numbers in the following table.)

- |   |   |
|---|---|
| <p>1. Name and residence of the applicant and, if applicable, its officers, directors, stockholders, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and partners.</p> <p>2. Citizenship.</p> <p>3. Office or directorship held.</p> <p>4. Number of shares or nature of partnership interests.</p> <p>5. Number of votes.</p> | <p>6. Percentage of votes.</p> <p>7. Other existing attributable interests in any broadcast station, including the nature and size of such interests.</p> <p>8. All other ownership interests of 5% or more (whether or not attributable), as well as any corporate officership or directorship, in broadcast, cable, or newspaper entities in the same market or with overlapping signals in the same broadcast service, as described in 47 C.F.R. Section 73.3555 and 76.501, including the nature and size of such interests and the positions held.</p> |
|---|---|

1.	Maxine Zimmerman 1384 Pleasant Valley Way West Orange, NJ 07052	Michael M. Reitman 10 Turnberry Drive Lyncroft, NJ 07739	Carl Riley 12 Woodhollow Road Colts Neck, NJ 07722
2.	U.S.	U.S.	U.S.
3.	-----	-----	-----
4.	10 NVS	10 NVS	10 NVS
5.	-----	-----	-----
6.	-----	-----	-----
7.	See Exhibit 1	See Exhibit 1	See Exhibit 1
8.	None	None	None

**Section II - LEGAL QUALIFICATIONS (Page 2)**

6. List the applicant, parties to the application and non-party equity owners in the applicant. Use one column for each individual or entity. Attach additional pages if necessary.

*(Read carefully - The numbered items below refer to line numbers in the following table.)*

- |   |   |
|---|---|
| <p>1. Name and residence of the applicant and, if applicable, its officers, directors, stockholders, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and partners.</p> <p>2. Citizenship.</p> <p>3. Office or directorship held.</p> <p>4. Number of shares or nature of partnership interests.</p> <p>5. Number of votes.</p> | <p>6. Percentage of votes.</p> <p>7. Other existing attributable interests in any broadcast station, including the nature and size of such interests.</p> <p>8. All other ownership interests of 5% or more (whether or not attributable), as well as any corporate officership or directorship, in broadcast, cable, or newspaper entities in the same market or with overlapping signals in the same broadcast service, as described in 47 C.F.R. Section 73.3555 and 76.501, including the nature and size of such interests and the positions held.</p> |
|---|---|

1.	Franklyn Field 524 W. 57th Street New York, NY 10019	Anthony Guida 433 E. 56th Street New York, NY 10022	Gerald Bauman 34 Pendergrast - 11th Street Brooklyn, NY 11236
2.	U.S.	U.S.	U.S.
3.	-----	-----	-----
4.	10 NVS	10 NVS	10 NVS
5.	-----	-----	-----
6.	-----	-----	-----
7.	See Exhibit 1	See Exhibit 1	See Exhibit 1
8.	None	None	None

**Section 11 - LEGAL QUALIFICATIONS (Page 3)**

7. Does the applicant, any party to the application or any non-party equity owner in the applicant have, or have they had, any interest in:

- (a) a broadcast station, or pending broadcast station application before the Commission?  Yes  No
- (b) a broadcast application which has been dismissed with prejudice by the Commission?  Yes  No
- (c) a broadcast application which has been denied by the Commission?  Yes  No
- (d) a broadcast station, the license of which has been revoked?  Yes  No
- (e) a broadcast application in any pending or concluded Commission proceeding which left unresolved character issues against the applicant?  Yes  No

If the answer to any of the questions in (a)-(e) above is Yes, state in an Exhibit the following information:

Exhibit No.  
2

- (1) Name of party having interest;
- (2) Nature of interest or connection, giving dates;
- (3) Call letters of stations or file number of application or docket; and
- (4) Location.

- 8. (a) Are any of the parties to the application or non-party equity owners in the applicant related (as husband, wife, father, mother, brother, sister, son or daughter) to each other?  Yes  No
- (b) Does any member of the immediate family (i.e., husband, wife, father, mother, brother, sister, son or daughter) of any party to the application or non-party equity owner in the applicant have any interest in or connection with any other broadcast station, pending broadcast application or newspaper in the same area (see Section 73.3555(c)) or, in the case of a television station applicant only, a cable television system in the same area (see Section 76.501(a))?  Yes  No

If the answer to (a) or (b) above is Yes, attach an Exhibit giving full disclosure concerning the persons involved, their relationship, the nature and extent of such interest or connection, the file number of such application, and the location of such station or proposed station.

Exhibit No.

9. State in an Exhibit any interest the applicant or any party to this application proposes to divest in the event of a grant of this application.

Exhibit No.

**OTHER MASS MEDIA INTERESTS**

- 10. (a) Do individuals or entities holding nonattributable interests of 5% or more in the applicant have an attributable ownership interest or corporate officership or directorship in a broadcast station, newspaper or CATV system in the same area? (See Instruction 8 to Section 11.)  Yes  No
- (b) Does any member of the immediate family (i.e., husband, wife, father, mother, brother, sister, son or daughter) of an individual holding a nonattributable interest of 5% or more in the applicant have any interest in or connection with any other broadcast station, pending broadcast application, newspaper in the same area (see Section 73.3555(c)), or, in the case of a television station applicant only, a cable television system in the same area (see Section 76.501(a))?  Yes  No

If the answer to (a) and/or (b) above is Yes, attach an Exhibit giving a full disclosure concerning the persons involved, their relationship, the nature and extent of such interest or connection, the file number of such application, and the location of such station or proposed station.

Exhibit No.

Section 11 - LEGAL QUALIFICATIONS (Page 4)

CITIZENSHIP AND OTHER STATUTORY REQUIREMENTS

11. (a) Is the applicant in violation of the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? (See Instruction C to Section 11.)  Yes  No

(b) Will any funds, credits or other financial assistance for the construction, purchase or operation of the station(s) be provided by aliens, foreign entities, domestic entities controlled by aliens, or their agents?  Yes  No

If the answer to (b) above is Yes, attach an Exhibit giving full disclosure concerning this assistance.

Exhibit No.

12. (a) Has an adverse finding been made or an adverse final action been taken by any court or administrative body as to the applicant, any party to this application, or any non-party equity owner in the applicant in a civil or criminal proceeding brought under the provisions of any law related to the following:

Any felony; broadcast related antitrust or unfair competition; criminal fraud or fraud before another governmental unit; or discrimination?

Yes  No

(b) Is there now pending in any court or administrative body any proceeding involving any of the matters referred to in (a) above?  Yes  No

If the answer to (a) and/or (b) above is Yes, attach an Exhibit giving full disclosure concerning persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), a statement of the facts upon which the proceeding is or was based or the nature of the offense alleged or committed, and a description of the current status or disposition of the matter.

Exhibit No.

**SECTION III - FINANCIAL QUALIFICATIONS**

NOTE: If this application is for a change in an operating facility do not fill out this section.

1. The applicant certifies that sufficient net liquid assets are on hand or that sufficient funds are available from committed sources to construct and operate the requested facilities for three months without revenue.  Yes  No
2. State the total funds you estimate are necessary to construct and operate the requested facility for three months without revenue. \$ 263,675
3. Identify each source of funds, including the name, address, and telephone number of the source (and a contact person if the source is an entity), the relationship (if any) of the source to the applicant, and the amount of funds to be supplied by each source.

Source of Funds (Name and Address)	Telephone Number	Relationship	Amount
Sidney Friedman 42 Marlo Road Waune, NJ 07470	(212) 664-3224	None	Pro rata share of \$263,675 <u>or 100%</u>
Franklyn Field 524 W. 57th Street New York, NY 10019	(212) 959-5632	None	" "
Anthony Guida 433 E. 56th Street New York, NY 10022	(212) 664-3705	None	" "
Gerald Bauman 34 Pendergrast - 11th Street Brooklyn, NY 11236	(212) 621-9538	None	" "
Maxine Zimmerman 1384 Pleasant Valley Way West Orange, NJ 07052	(201) 731-0350	None	" "
Michael M. Reitman 10 Turnberry Drive Lyncroft, NJ 07739	(201) 842-4034	None	" "
Carl Riley 12 Woodhollow Road Colts Neck, NJ 07722	(201) 747-5404	None	" "

**Section IV-A - PROGRAM SERVICE STATEMENT**

Attach as an Exhibit, a brief description, in narrative form, of the planned programming service relating to the issues of public concern facing the proposed service area.

Exhibit No.  
3

**Section IV-B - INTEGRATION STATEMENT**

Attach as an Exhibit the information required in 1. and 2. below.

Exhibit No.  
4

1. List each principal of the applicant who, in the event of a grant of the application on a comparative basis proposes to participate in the management of the proposed facility and, with respect to each such principal, state whether he or she will work full-time (minimum 40 hours per week) or part-time (minimum 20 hours per week) and briefly describe the proposed position and duties.
2. State with respect to each principal identified in response to Item 1. above, whether the applicant will claim qualitative credit for any of the following enhancement factors:
  - (a) Minority Status
  - (b) Past Local Residence  
If Yes, specify whether in the community of license or service area and the corresponding dates.
  - (c) Female Status
  - (d) Broadcast Experience  
If Yes, list each employer and position and corresponding dates.
  - (e) Daytime Preference

**SECTION VI - EQUAL EMPLOYMENT OPPORTUNITY PROGRAM**

1. Does the applicant propose to employ five or more full-time employees?

Yes  No

If Yes, the applicant must include an EEO program called for in the separate Broadcast Equal Employment Opportunity Program Report (FCC 696-A).

**SECTION VII - CERTIFICATIONS**

1. Has or will the applicant comply with the public notice requirement of 47 C.F.R. Section 73.3580?

Yes  No

2. Has the applicant reasonable assurance, in good faith, that the site or structure proposed in Section V of this form, as the location of its transmitting antenna, will be available to the applicant for the applicant's intended purpose?

Yes  No

If No, attach as an Exhibit, a full explanation.

Exhibit No.

3. If reasonable assurance is not based on applicant's ownership of the proposed site or structure, applicant certifies that it has obtained such reasonable assurance by contacting the owner or person possessing control of the site or structure.

Name of Person Contacted Mark Sapperstein

Telephone No. *(include area code)* (301) 653-0334

Person contacted: *(check one box below)*

Owner  Owner's Agent  Other *(specify)*

The APPLICANT hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. *(See Section 304 of the Communications Act of 1934, as amended.)*

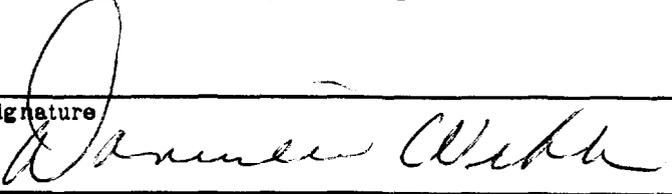
The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and incorporated herein.

The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

In accordance with 47 C.F.R. Section 1.65, the APPLICANT has a continuing obligation to advise the Commission, through amendments, of any substantial and significant changes in information furnished.

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.  
 U.S. CODE, TITLE 18, SECTION 1001.

I certify that the statements in this application are true and correct to the best of my knowledge and belief, and are made in good faith.

Name of Applicant Webb Broadcasting, Inc.	Signature 
Date 12/20/90	Title President

FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT  
 AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the benefit requested is consistent with the public interest. The staff, consisting variously of attorneys, analysts, engineers and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested authority.

Public reporting burden for this collection of information is estimated to vary from 71 hours 45 minutes to 301 hours 30 minutes with an average of 118 hours 28 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, can be sent to the Federal Communications Commission, Office of Managing Director, Washington, D.C. 20554, and to the Office of Management and Budget, Paperwork Reduction Project (3060-0027), Washington, D.C. 20503.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

### BROADCAST EQUAL EMPLOYMENT OPPORTUNITY

### MODEL PROGRAM REPORT

1. APPLICANT

Name of Applicant  Webb Broadcasting, Inc.	Address  10295 Collins Avenue, Apt. 718 Bal Harbour, FL 33154
Telephone Number (include area code) (305) 864-3965	

2. This form is being submitted in conjunction with:

Application for Construction Permit for New Station       Application for Assignment of License

Application for Transfer of Control

(a) Call letters (or channel number of frequency) \_\_\_\_\_

(b) Community of License (city and state) \_\_\_\_\_

(c) Service:

AM       FM       TV       Other (Specify) \_\_\_\_\_

#### INSTRUCTIONS

Applicants seeking authority to construct a new commercial, noncommercial or international broadcast station, applicants seeking authority to obtain assignment of the construction permit or license of such a station, and applicants seeking authority to acquire control of an entity holding such construction permit or license are required to afford equal employment opportunity to all qualified persons and to refrain from discrimination in employment and related benefits on the basis of race, color, religion, national origin or sex. See Section 73.2080 of the Commission's Rules. Pursuant to these requirements, an applicant who proposes to employ five or more full-time employees must establish a program designed to assure equal employment opportunity for women and minority groups (that is, Blacks not of Hispanic origin, Asians or Pacific Islanders, American Indians or Alaskan Natives and Hispanics). This is submitted to the Commission as the Model EEO Program. If minority group representation in the available labor force is less than five percent (in the aggregate), a program for minority group members is not required. In such cases, a statement so indicating must be set forth in the EEO model program. However, a program must be filed for women since they comprise a significant percentage of virtually all area labor forces. If an applicant proposes to employ fewer than five full-time employees, no EEO program for women or minorities need be filed.

Guidelines for a Model EEO Program and a Model EEO Program are attached.

NOTE: Check appropriate box, sign the certification below and return to FCC:

Station will employ fewer than 5 full-time employees; therefore no written program is being submitted.

Station will employ 5 or more full-time employees. Our Model EEO Program is attached. (You must complete all sections of this form.)

I certify that the statements made herein are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Signed and dated this 20 day of December, 19 90

Signed *Daniel [Signature]*

Title President

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.  
U.S. CODE, TITLE 18, SECTION 1001.

- The station's employment application form will contain a notice informing prospective employees that discrimination because of race, color, religion, national origin or sex is prohibited and that they may notify the appropriate local, State or Federal agency if they believe they have been the victims of discrimination.
- Appropriate notices will be posted informing applicants and employees that the station is an Equal Opportunity Employer and of their right to notify an appropriate local, State or Federal agency if they believe they have been the victims of discrimination.
- We will seek the cooperation of unions, if represented at the station, to help implement our EEO program and all union contracts will contain a nondiscrimination clause.
- Other (specify)

#### IV. RECRUITMENT

To ensure nondiscrimination in relation to minorities and women, and to foster their full consideration whenever job vacancies occur, we propose to utilize the following recruitment procedures:

- We will contact a variety of minority and women's organizations to encourage the referral of qualified minority and women applicants whenever job vacancies occur. Examples of organizations we intend to contact are:

NAACP - Local Chapters in Worcester, Wicomico and Somerset Counties  
Urban League - Local Chapters  
AWRT (American Women in Radio and TV) National

- In addition to the organizations noted above, which specialize in minority and women candidates, we will deal only with employment services, including State employment agencies, which refer job candidates without regard to their race, color, religion, national origin or sex. Examples of these employment referral services are:

Maryland State Employment (Ocean City, MD, Snow Hill, MD, Salisbury, MD, Crisfield, MD, Princess Ann, MD, Pocomoke City, MD).

- When we recruit prospective employees from educational institutions such recruitment efforts will include area schools and colleges with minority and women enrollments. Educational institutions to be contacted for recruitment purposes are:

Woodridge Business Institute  
Howard University School of Broadcasting, Washington, D.C.  
Eastern Shore Community College, Virginia  
University of Maryland, Eastern Shore Campus  
Salisbury State University

- When we place employment advertisements with media some of such advertisements will be placed in media which have significant circulation or viewership or are of particular interest to minorities and women. Examples of media to be utilized are:

Baltimore Afro-America, Black Enterprise, Salisbury Daily Times, Ocean City Beachcomber, Worcester County Messenger, Ocean City Sun, Eastern Shore News, Coast Dispatch, The Marylander and Herald.

- We will encourage employees to refer qualified minority and women candidates for existing and future job openings.

V. TRAINING

- Station resources and/or needs will be such that we will be unable or do not choose to institute programs for upgrading the skills of employees.
- We will provide on-the-job training to upgrade the skills of employees.
- We will provide assistance to students, schools, or colleges in programs designed to enable qualified minorities and women to compete in the broadcast employment market on an equitable basis:

School or Other Beneficiary	Proposed Form of Assistance

Other (specify)

**FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT  
AND THE PAPERWORK REDUCTION ACT**

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the application requested is consistent with the public interest. The staff, consisting variously of attorneys, analysts, engineers, and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information requested is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested authority.

**THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3) AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.**

EXHIBIT 1

Sidney Friedman is President, Director and 25% shareholder of Five Star Broadcasting, Inc., licensee of WDMV(AM), Pocomoke City, Maryland.

Franklyn Field is Vice President, Director and 12.5% shareholder of Five Star Broadcasting, Inc.

Anthony Guida is Treasurer, Director and 12.5% shareholder of Five Star Broadcasting, Inc.

Gerald Bauman is Secretary, Director and 12.5% shareholder of Five Star Broadcasting, Inc.

Maxine Zimmerman, Michael M. Reitman, Carl Riley are each Directors and 12.5% shareholders of Five Star Broadcasting, Inc.

Sidney Friedman, Michael M. Reitman, Anthony Guida and Carl Riley are employees of the National Broadcasting Company; however, they are neither shareholders, officers nor directors of NBC.

Franklyn Field is an employee of CBS, Inc.; however, he is neither a shareholder, officer nor director of CBS, Inc.

EXHIBIT 2

Five Star Broadcasting, Inc. was an applicant for a new FM station on Channel 293A at Pocomoke City, Maryland (FCC File No. BPH-880714MU), which was dismissed pursuant to a settlement agreement (MM Docket No. 90-248). Messrs. Friedman, Field, Guida, Bauman, Reitman, Riley and Ms. Zimmerman held the same ownership and offices in Five Star Broadcasting at that time as they do now.

EXHIBIT 3

Should Webb Broadcasting be successful in obtaining the FM license in Ocean City, Maryland for which it has applied, we will strive to promote a cohesive climate for community growth and development. We will aid in the effort to build a stronger economy by supporting attempts to attract more conventions and cultural events to the area which are needed to create more year-round employment.

Our selection of a program format will meet the needs of the region, and will be researched carefully before implementation. Through our news and public service departments, we will deal with the issues of the area we serve. Our efforts will be directed to provide a forum for citizens and elected officials to make citizens aware of controversial issues which will have an impact on them. The FM station will give them a resource to address those topics. We will endeavor to present a non-partial view of each problem with an opportunity to both sides of a controversy to air their differences.

The Applicant will present programs and public service messages to provide environmental education to help preserve the beaches and natural habitats for wildlife that abound in our listening area. We will provide a voice for the community to help promote charitable, public service, and ecological causes.

We plan to be equipped to provide live coverage of important civic events and celebrations. Also, with backup power generators at both the studio and transmitter, we will provide news and information during power outages. This would be especially significant and critical during any disaster.

The Applicant will continuously ascertain the needs of the region to provide information of public importance.

EXHIBIT 4

Danielle Webb will be integrated on a full-time basis (40 hours per week or more) as General Manager of the proposed station. She will have complete responsibility for managing all aspects of the station's operations including, but not limited to, sales, programming, and business affairs. Ms. Webb will resign any employment she may then have and will relocate to Ocean City, Maryland, prior to the initiation of program test authority in order to effect her integration proposal.

Ms. Webb's quantitative integration will be qualitatively enhanced by her proposed future residence within the community of residence, her female gender and her minority status as a Black American.

Ms. Webb will also claim credit for broadcast experience. She has held the following positions:

WSHE-FM, Fort Lauderdale, Florida - Director of Co-op and Vendor Program - July, 1988 to October, 1989.

WDZL-TV, Miami, Florida - Account Executive - November, 1987 to July, 1988.

Katz Independent TV - Various positions including Sales Manager in Detroit and New York City - July, 1983 to October, 1987.

WHCT-TV, Hartford, Connecticut - Director of Sales/National Sales Manager - September, 1985 to June, 1986.

WWRL(AM), New York, New York - General Sales Manager - September, 1982 to July, 1983.

NBC, New York - Account Executive - August, 1977 to September, 1982

WNBC-TV - August, 1977 to October, 1980.

WYNY-FM - November, 1980 to September, 1982.

Petry TV, New York, New York -  
Training Program - January, 1975 to July, 1977  
Account Executive - July, 1975 to August, 1977

**FCC Original**

**Engineering Exhibit**

**APPLICATION FOR CONSTRUCTION PERMIT**

prepared for  
**Webb Broadcasting, Inc.**  
Ocean City, Maryland

Ch 295A (106.9 MHz) 3 kW 100 m

19 December 1990

**Lahm, Suffa & Cavell, Inc.**

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**Consulting Engineers  
3975 University Drive  
Suite #450  
Fairfax, VA 22030  
703-591-0110**

**Engineering Exhibit**

**APPLICATION FOR CONSTRUCTION PERMIT**

prepared for  
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Ocean City, Maryland

Ch 295A (106.9 MHz) 3 kW 100 m

**Table of Contents**

FCC Form 301, Section V-B

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Statement D	Environmental Considerations

<b>Section V-B - FM BROADCAST ENGINEERING DATA</b>	<b>FOR COMMISSION USE ONLY</b> File No. _____ ASB Referral Date _____ Referred by _____
--	--

Name of Applicant  
Webb Broadcasting, Inc.

Call letters <i>(if issued)</i>	Is this application being filed in response to a window? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, specify closing date: <u>26 December 1990</u>
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Purpose of Application: *(check appropriate boxes!)*

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Construct a new (main) facility            | <input type="checkbox"/> Construct a new auxiliary facility                         |
| <input type="checkbox"/> Modify existing construction permit for main facility | <input type="checkbox"/> Modify existing construction permit for auxiliary facility |
| <input type="checkbox"/> Modify licensed main facility                         | <input type="checkbox"/> Modify licensed auxiliary facility                         |

If purpose is to modify, indicate below the nature of change(s) and specify the file number(s) of the authorizations affected.

- |   |   |
|---|---|
| <input type="checkbox"/> Antenna supporting-structure height  | <input type="checkbox"/> Effective radiated power         |
| <input type="checkbox"/> Antenna height above average terrain | <input type="checkbox"/> Frequency                        |
| <input type="checkbox"/> Antenna location                     | <input type="checkbox"/> Class                            |
| <input type="checkbox"/> Main Studio location                 | <input type="checkbox"/> Other <i>(Summarize briefly)</i> |

File Number(s) \_\_\_\_\_

1. Allocation:

Channel No.	Principal community to be served:			Class <i>(check only one box below)</i>			
	City	County	State	<input checked="" type="checkbox"/> A	<input type="checkbox"/> B1	<input type="checkbox"/> B	<input type="checkbox"/> C3
295	Ocean City	Worcester	MD	<input type="checkbox"/> C2	<input type="checkbox"/> C1	<input type="checkbox"/> C	

2. Exact location of antenna.

- (a) Specify address, city, county and state. If no address, specify distance and bearing relative to the nearest town or landmark.  
0.6 km southwest of intersection of Maryland Highways 589 & 90  
Ocean Pines, Worcester County, Maryland
- (b) Geographical coordinates (to nearest second). If mounted on element of an AM array, specify coordinates of center of array. Otherwise, specify tower location. Specify South Latitude or East Longitude where applicable; otherwise, North Latitude or West Longitude will be presumed.

Latitude	38 °	22 '	30 "	Longitude	75 °	10 '	25 "
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3. Is the supporting structure the same as that of another station(s) or proposed in another pending application(s)?  Yes  No

If Yes, give call letter(s) or file number(s) or both. See Statement A

If proposal involves a change in height of an existing structure, specify existing height above ground level including antenna, all other appurtenances, and lighting, if any.  
N/A

SECTION V-B - FM BROADCAST ENGINEERING DATA (Page 2)

4. Does the application propose to correct previous site coordinates?  Yes  No

If Yes, list old coordinates.

Latitude            °            '            "	Longitude           °            '            "
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5. Has the FAA been notified of the proposed construction?  Yes  No See Statement A

If Yes, give date and office where notice was filed and attach as an Exhibit a copy of FAA determination, if available.    Airspace Study No. 90-AEA-1294-OE

Exhibit No.  
 NOT Avail.

Date Unknown                      Office where filed Eastern Regional Office

6. List all landing areas within 8 km of antenna site. Specify distance and bearing from structure to nearest point of the nearest runway.

	Distance (km)	Bearing (degrees True)
(a) <u>(None)</u>	_____	_____
(b) _____	_____	_____

7. (a) Elevation: *(to the nearest meter)*

- (1) of site above mean sea level; 5 meters
- (2) of the top of supporting structure above ground (including antenna, all other appurtenances, and lighting, if any); and 108 meters
- (3) of the top of supporting structure above mean sea level [(a)(1) + (a)(2)] 113 meters

(b) Height of radiation center: *(to the nearest meter)*    H - Horizontal; V - Vertical

- (1) above ground 99 meters (H)
- 99 meters (V)
- (2) above mean sea level [(a)(1) + (b)(1)] 105 meters (H)
- (rounded sum of exact values) 105 meters (V)
- (3) above average terrain 100 meters (H)
- 100 meters (V)

8. Attach as an Exhibit sketch(es) of the supporting structure, labelling all elevations required in Question 7 above, except item 7(b)(3). If mounted on an AM directional-array element, specify heights and orientations of all array towers, as well as location of FM radiator.

Exhibit No.  
 Fig. 1

9. Effective Radiated Power:

(a) ERP in the horizontal plane 3.0 kw (H\*) 3.0 kw (V\*)

(b) Is beam tilt proposed?  Yes  No

If Yes, specify maximum ERP in the plane of the tilted beam, and attach as an Exhibit a vertical elevational plot of radiated field.

Exhibit No.  
 N/A

\_\_\_\_\_ kw (H\*)                      \_\_\_\_\_ kw (V\*)

\*Polarization