

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20554

Original

ORIGINAL  
FILE

In re Applications of  
ROSAMOND RADIO, INC.  
JAMIE LEE COBERLY  
DIANE K. HITT

) MM Docket No. 92-121  
)  
) File No. BPH-910225MG  
)  
) File No. BPH-910225MH  
)  
) File No. BPH-910225MI

)  
) For construction permit for a  
) New FM Station on Channel 228A  
) in Rosamond, California )

RECEIVED

JUL 16 1992

To: Joseph P. Gonzalez  
Administrative Law Judge

Federal Communications Commission  
Office of the Secretary

SUPPLEMENT TO PETITION FOR LEAVE TO AMEND

On July 15, 1992, Rosamond Radio, Inc., an applicant in the above-referenced proceeding, submitted a "Petition for Leave to Amend" ("Petition") its application for a construction permit for a new FM station to operate on Channel 228A in Rosamond, California.

Attached to the Petition was a facsimile of the Amendment signed by P. Dale Ware, President of the applicant. Submitted herewith is the original executed copy of the Amendment.

Respectfully submitted,

  
Thomas Schattenfeld

  
Susan A. Marshall

No. of Copies rec'd  
List A B C D E

0 + 6

Arent Fox Kintner Plotkin and Kahn  
1050 Connecticut Avenue, NW  
Washington, DC 20036-5339  
(202) 857-6000  
Counsel for Rosamond Radio, Inc.

July 16, 1992

51

### **AMENDMENT**

The application (File No. BPH-910225MG) of Rosamond Radio, Inc. ("Rosamond") for construction permit for a new FM station to operate on Channel 228A, in Rosamond, California, is hereby amended to incorporate the following information:<sup>1/</sup>

1. The ownership structure of the applicant, which hereinafter will be referred to as Waremar Communications, Inc. ("Waremar"), is hereby changed. Waremar will be capitalized with two classes of common stock, Class A voting and Class B nonvoting. P. Dale Ware, Patricia G. Ware and Salvador D. Martinez, the original shareholders of Rosamond, will own eighty percent (80%) of the equity of Waremar, all in the form of voting stock. Jamie Leigh Coberly ("Coberly") will own twenty percent (20%) of the equity of Waremar, fifteen percent (15%) in the form of voting stock and five percent (5%) in the form of nonvoting stock. All of the stock of Waremar will be issued in accordance with the restrictions and privileges set forth in the Shareholders' Agreement by and among P. Dale Ware, Patricia G. Ware, Salvador D. Martinez and Coberly, dated June 30, 1992. The Shareholders' Agreement, a copy of which has been filed with the Commission as part of Rosamond and Coberly's July 1, 1992 Joint Petition for Approval of Settlement Agreement, is incorporated herein by reference.

---

<sup>1/</sup> This amendment is contingent upon final Commission action approving the settlement between Rosamond and Jamie Leigh Coberly and Rosamond and Diane K. Hitt in MM Docket No. 92-121.

2. The Articles of Incorporation of Waremar were filed with the Secretary of the State of California on

3. The officers and directors of Waremar are as follows:

<u>Name</u>	<u>Office or Directorship Held</u>
P. Dale Ware	President, Director
Patricia G. Ware	Secretary, Treasurer, Director
Salvador D. Martinez	Vice President, Director
Jamie Leigh Coberly	Director

4. The following will be the Waremar shareholders with their respective ownership and voting interests indicated:

<u>Name</u>	<u>Number of Shares Held</u>	<u>Voting Percentage</u>
P. Dale Ware	24 Voting	25.3%
Patricia G. Ware	24 Voting	25.3%
Salvadore D. Martinez	32 Voting	33.6%
Jamie Leigh Coberly	15 Voting 5 Nonvoting	15.8%

5. Coberly is a United States citizen. Her name, address and telephone number are as follows:

Ms. Jamie Leigh Coberly  
146 Loma Vista Street, #2  
El Segundo, California 90245  
(213) 615-0244

6. Marilyn Woods, Coberly's mother, owns ten percent (10%) of the equity of the licensee of Stations KBBY(FM)/KOGO(AM),

Ventura, California. Coberly has no other communications-related interests.

7. The commitment of Rosamond and its principals to divest their ownership interests in, and employment and other connections with, Station KUTY(AM), Palmdale, California, is hereby deleted from the application.

8. Other than as specified hereinabove, there are no other changes in the application.

9. The foregoing changes in ownership structure and the withdrawal of the divestiture commitment is contingent upon Commission approval of the two Joint Petitions for Approval of Settlement Agreements which have been filed in the Rosamond proceeding. In the event the Settlement Agreements attached to the Joint Petitions are not approved, then the original ownership structure and divestiture commitment of Rosamond and its principals remains in effect.

ROSAMOND RADIO, INC.

By:

*Dale Wade*

Title:

*President*

Date:

July 15, 1992

CERTIFICATE OF SERVICE

I, JoAnn Felix, do hereby certify that I have this 16th day of July, 1992, caused to be sent by first class United States mail, postage prepaid, or by hand delivery, copies of the foregoing "SUPPLEMENT TO PETITION FOR LEAVE TO AMEND" to the following:

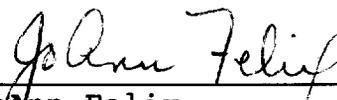
\* Administrative Law Judge Joseph P. Gonzalez  
Federal Communications Commission  
2000 L Street, N.W.  
Room 221  
Washington, D.C. 20554

\* Gary Schonman, Esquire  
Federal Communications Commission  
Mass Media Bureau  
Hearing Branch  
2025 M Street, N.W.  
Room 7212  
Washington, D.C. 20554

Arthur V. Belendiuk, Esquire  
Smithwick & Belendiuk, P.C.  
2033 M Street, N.W.  
Suite 207  
Washington, D.C. 20036  
Counsel for Jamie Lee Coberly

John F. Garziglia, Esquire  
Pepper & Corazzini  
1776 K Street, N.W.  
Suite 200  
Washington, D.C. 20006  
Counsel for Diane K. Hitt

Chief, Data Management Staff  
Audio Services Division  
Mass Media Branch  
Federal Communications Commission  
Room 350  
1919 M Street, NW  
Washington, D.C. 20554

  
\_\_\_\_\_  
JoAnn Felix

July 16, 1992

\* By Hand