

1 document? It has a cover letter from Susan Marshall dated 1

1 didn't show them to me.

2 Q When you said a moment ago that you had not seen "this"
3 document?

4 A I haven't seen any of these, I don't think.

5 Q Were you by any chance implying that you had seen an
6 earlier draft of this?

7 A A draft?

8 MR. SCHATTENFIELD: Was that an answer, or are you
9 thinking?

10 THE WITNESS: Well, let me read on.

11 (Pause.)

12 THE WITNESS: I helped in bringing up this 83 new hires
13 that's mentioned here.

14 MR. SHOOK: What page is that?

15 THE WITNESS: Two.

16 BY MR. SCHONMAN:

17 Q Can you explain?

18 A This was, as I recall, was early this year, '92. At
19 this point, Mack said to me, he said, "See if you can, you
20 know, I think we are going to have to look at something else
21 rather than trying to remember everybody that -- you know,
22 these people that we have hired." He said, "See if you can,
23 you know, find reports or payroll records." Nothing had been
24 mentioned about payroll records until, until now, until this
25 year, this month, about this time. So I looked for records.

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1 There weren't any in the building.

2 Q Records of what?

3 A I am talking about payroll sheets, those one sheets. I
4 think they have been submitted, the individual payroll
5 records.

6 Q What was the purpose that you were searching for them?

7 A Well, at this point, as it says right here, I recall
8 Mack saying, "We are going to have to look -- we are going to
9 have to look for something besides our, you know,
10 recollection." So I looked for --

11 Q With respect to what?

12 A To these -- when he, I guess, decided that we, or
13 discovered that we needed to go back and find out how many
14 employees we had had from, I guess from the beginning.

15 Q Do you mean how many employees had been hired since the
16 beginning of the license term?

17 A Right. I guess this must have been when he realized
18 that that is when it needed to be done. So at the time, I
19 worked on whatever he asked me to work on, and I recall trying
20 to find and locate these payroll sheets.

21 Q Did you have any discussions with your husband or
22 anyone else as to what type of information was needed before
23 this point in time?

24 A No, I don't -- no. Now ask me that again.

25 Q Let me rephrase it. You said that at this point in

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1 time your husband asked you -- in January 1992, your husband
2 said, "I think" -- in some other words perhaps -- "I think we
3 will have to go back and look at records going back to 1982."

4 A I believe --

5 Q That was your task? That is what he asked you to do?

6 A Right. I believe -- that's what he asked me to do. I
7 believe that that is how it was.

8 Q In other words, that was the information that he wanted
9 you to attempt to find?

10 A Right.

11 Q And my question is: Before January 1992 --

12 MR. SCHATTENFIELD: Objection, because she didn't --
13 she said in response to the letter that she might have started
14 in December. Could be. She never said that he asked her in
15 January.

16 MR. SCHONMAN: All right.

17 BY MR. SCHONMAN:

18 Q When did your husband ask you to look for information
19 or records going back to 1982?

20 A I could not tell you a specific date. I don't know if
21 it was in late '91 -- like I'm talking Christmas -- or if it
22 was in January of '92.

23 Q Okay. So it is either --

24 A Or sometime around that, right.

25 Q It is approximately December or January?

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1 A I think that is right.

2 Q All right. Very well.

3 A It was not before then.

4 Q All right. Before then -- that is, before December or
5 January of 1992 --

6 A Right.

7 Q -- had your husband or anyone else asked you to search
8 for any other information regarding numbers of people hired?

9 A No.

10 Q No one had asked you to do that?

11 A Not to search for any -- no.

12 Q Had you in fact searched for any information which
13 would produce the number of people hired at any time?

14 A No.

15 MR. MCCARTIN: I don't want my silence to be --

16 MR. SCHONMAN: Well, let me strike that question,
17 because it was not a good question.

18 MR. MCCARTIN: Okay

1 sheets, tax returns" -- or not returns, but W-2's or whatever.

2 But I don't remember exactly how he asked me to do it.

3 Q Who was in charge of maintaining the W-2's?

4 A I, I think, I may, I probably had done all of those
5 since I started to work, maybe with an exception of one year
6 maybe. I was not there on a regular basis from '78 to like
7 '83. I came in and out, but I didn't do all of the -- I mean,
8 I didn't work regularly until '83. And in '83, then I began
9 doing the payroll on a normal basis.

10 Q And from '83 until the time you left in June '91?

11 A Right.

12 Q Were you in charge of maintaining the W-2's?

13 A I did them and, yes.

14 Q How long did the station routinely retain W-2's?

15 A I don't recall ever throwing any of them away as long
16 as I was there. I mean, I personally didn't. They were just
17 there.

18 Q Where were they maintained, physically maintained?

19 A Well, we went through a move or two here. All of the
20 records were kept on Bank Street forever, it seemed like,
21 until we moved to our location where we are now. Then they
22 were just, I don't know. They were always kept at the station
23 until that move, and I don't know when they were -- do you
24 want me to -- ask me your question again. How long we kept
25 them? We kept them forever, as far as I know. I mean, as

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1 long -- the ones that I had anything to do with, we kept them.

2 Q And my question was, where were they kept?

3 A They were kept in files and in boxes. We were always

1 A Or to us. I don't know that he brought them directly
2 to me.

3 Q You had the glorious task of sifting through them all?

4 A Yes.

5 Q Let's move on to Attachment J, which is a letter from
6 Susan Marshall dated February 7, 1992. That was 310 pages.
7 You can skim it to the extent you feel necessary. My question
8 is, have you ever seen it before?

9 A I have seen this portion.

10 MR. SCHATTENFIELD: What did you say you have seen?

11 THE WITNESS: I have seen this list of 83 hires.

12 BY MR. SCHONMAN:

13 Q What does it say at the top of it?

14 A "Explanation of 83 Hires, 1982 to February 1989."

15 Q And the page number at the bottom?

16 A One and two.

17 Q That is Exhibit 1?

18 A Yes.

19 Q To Attachment J.

20 A And I have seen page 1 of Exhibit 2 and page 2. These
21 are payroll sheets that I am referring to.

22 Q That is the bulk of that particular document.

23 A Okay.

24 Q If you move to Attachment K, which is almost near the
25 end of this binder, Attachment K is accompanied by a letter

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1 from Susan Marshall dated February 11, 1992, and that is nine
2 pages. My question, after you have had a chance to look at
3 that is, have you seen it before?

4 (Pause.)

5 A At a glance, it appears to be the same thing as before.

6 Q Are you referring to Exhibit 1?

7 A Right, or the one we just -- yes.

8 Q Is that the computer compilation of that information?

9 A Yes, it is.

10 Q Do you know who prepared Exhibit 1 of this document?

11 A Mack and I worked on this together. The actual typing
12 of it was done, I think Mark Goodwin did the actual typing of
13 it in the computer. He developed the program.

14 Q Ms. Bramlett, can we move all the way back to
15 Attachment A, right at the beginning? And that is the
16 Broadcast Equal Employment Opportunity's Program Report. Do
17 you have that in front of you?

18 A Uh-huh, I do.

19 Q Have you ever seen that before?

20 MR. McCARTIN: Would you clarify for the record what
21 that was a part of so that -- was it an attachment to the
22 renewal application?

23 MR. SCHONMAN: Yes.

24 MR. McCARTIN: In 1988.

25 BY MR. SCHONMAN:

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1 Q And that runs seven pages long.

2 A The document itself, I am not positive that I have seen
3 this before -- I mean, you know, prior to just recently or
4 since we have been here. I did have input here for where it
5 says "Job Hires." I did work on that. I worked on that. If
6 you are asking me if I have seen this particular paper, I have
7 seen it recently. I don't know that I looked at it when it
8 was prepared in 1988.

9 Q Well, my follow-up question was going to be, have you
10 ever -- were you engaged in any way in compiling the
11 information that went into this document?

12 A This right here, this "Job Hires."

13 Q That would be Section 4, which is on page 4 of the
14 document?

15 A That is correct.

16 Q What is it that you did?

17 A At the time of the renewal, I looked at the payroll
18 records and came up with this number 16, these payroll sheets.
19 I think those were computer listings at the time, that one-
20 year period.

21 Q Did you arrange the different categories of information
22 here: Total hires, 16; minorities, 0; women, 6? Were you the
23 individual who came up with that information?

24 A I am sure what I did was present the list to Mack and
25 we looked at it together. I don't -- I can't say that I told

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1 | him that there were 16 hires. I am sure that we looked at the
2 | computer printout together and came up with that number. I
3 | don't -- I won't say that I was responsible for saying there
4 | were 16 hires.

5 | Q And would your answer be the same for the information
6 | just below that, total hires for categories, 2; minorities, 0;
7 | women, 2?

8 | A That is correct.

9 | Q Was that the extent of your participation in preparing
10 | this document, that Section 4?

11 | A I believe that's right.

12 | (Off the record.)

13 | (Back on the record.)

14 | BY MR. SCHONMAN:

15 | Q Ms. Bramlett, are you aware that the NAACP filed a
16 | petition to deny the license renewal application for Dixie?

17 | A Yes.

18 | Q When did you first become aware of that?

19 | A At the time that Mack received it, I mean, he was
20 | shocked. I mean, he was hurt. And we discussed it at that
21 | point. That's when I knew. There is no -- he was so hurt.
22 | There is no way that that could have been -- that he could
23 | have been accused. I could not see how he could have been
24 | accused of discriminating.

25 | Q Now we have gone through the Commission letters of

1 inquiry and you looked at them earlier, and those letters of
2 inquiry were sent to your husband after the NAACP's petition
3 to deny was filed. Did you have any discussions with your
4 husband or anyone else about those letters of inquiry?

5 A I don't believe so. I know I didn't discuss it with
6 anybody else. I don't recall. I don't recall that. Mack
7 talked about -- Mack works all the time. I mean, he works all
8 the time. We -- I have a hard time getting him to do anything
9 but work, because this is his, this is his life, and he works
10 constantly. And specific things that we talked about. I can't

1 about was, yes, we have minorities on the staff, and always
2 he never discriminated against anybody.

3 Q Ms. Bramlett, what I would like to do now is go through
4 the 395s that have been filed over the last few years. And we
5 start with the annual employment report for 1982. Do you have
6 that in front of you?

7 A Yes, I do.

8 Q What was your involvement, if any, in preparing this
9 document?

10 A I don't believe I was involved in the annual report of
11 1982.

12 Q Do you know whose handwriting that is on the first
13 page?

14 A No, I don't. I am sure Mack directed whatever, I am
15 sure he did it. I don't know that that -- that doesn't look
16 like his handwriting, but I am sure he was the one responsible
17 for the numbers. It was probably the secretary.

18 Q All right. Let's turn to the next annual employment
19 report, the one from 1983. What was the extent of your
20 involvement, if any, in preparing this document?

21 A At the time for this report, I examined the payroll
22 records for this period, February 1 through February 15 '83,
23 and I put together a list of employees that were on that par-
24 ticular payroll. And I probably categorized them according to
25 the instructions presented to Mack, and we went over it

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1 together, and then it was typed up and filed. I don't know if
2 -- I guess I probably sent this one on directly to the
3 Commission. I am not positive.

4 Q Did you determine who was part-time and who was full-
5 time?

6 A No. If they got a check -- from this list here, we
7 were working out of one checkbook, and normally a part-time
8 person, I didn't take deductions on them normally. I think
9 that is the way it was then. We are looking at '83, and I
10 can't be positive.

11 Q But in 1983 there was, for example, a total of one
12 part-time person?

13 A That is what is on here, yes.

14 Q Let's turn to the next annual employment report. That
15 would be the one for 1984. What was the extent, if any, of
16 your involvement in preparing the information that went into
17 this document?

18 A I did the same thing on this one. I researched the
19 records, the payroll records for 2/1 through 2/15/84, and put
20 together the list, and Mack and I went over them together.

21 Q At the bottom of the third page of this 1984 report, it
22 shows a total of nine part-time persons. Is that correct?

23 A It does.

24 Q And on the previous year, it showed a total of one. Is
25 that correct?

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1 A That is correct.

2 Q Are you able to explain why there was that increase
3 from 1983 to 1984?

4 A No, I can't.

5 Q Do you want to take any time to think about it, or you
6 certainly don't remember?

7 A I don't remember why there were more. Probably looking
8 for somebody to work. They probably didn't work very long.
9 In those days, he needed somebody to work when he needed them.
10 I mean, if they got a check, they got on this report during
11 that time period. But not being responsible for people being
12 hired, I couldn't say why there was more.

13 Q Let's move on to 1985. What was the extent of your
14 involvement, if any, in preparing the annual employment report
15 for 1985?

16 A I did the same thing that I had done in previous years.

17 Q Now you will notice on page 3 of the 1985 report that
18 the total number of part-time persons drops down to two?

19 A That's right. It did.

20 Q Do you know why it dropped down to two from the
21 previous year of nine?

22 A No, I don't.

23 Q Let's move on to 1986, and the same question, the
24 extent of your involvement, if any, in preparing this
25 document.

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1 A I did the same thing that I did before.

2 Q And that is again?

3 A That is, I looked at the records, the payroll sheets
4 before February 1 and February 14, 1986, and pulled off names,
5 compiled the listings and gave them to Mack.

6 Q And there were no part-time persons at all?

7 A Obviously, there weren't. At least during that period,
8 that two-week period, there were not.

9 Q Let's move on to 1987. The same question, the extent
10 of your involvement in preparing the 1987 report?

11 A I did the same thing. I searched the records for that
12 period, February 1 through February 15 '87. I compiled a list
13 and showed it to Mack. He went over it. We went over it
14 together probably, and then it was filed. I don't if I filed
15 it with the Commission or if I sent it here.

16 Q And 1988? What was the extent of your involvement in
17 preparing this report?

18 A I did the same thing that I had done for previous
19 years.

20 Q And 1989. What was the extent of your involvement in
21 preparing the 1989 report?

22 A The same.

23 Q Ms. Bramlett, if you will look at the first page of the
24 1989 report, as well as the first page of the 1988 report, and
25 specifically it is about in the middle of each page, Section

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1 3, Question A, the pay period?

2 A Uh-huh.

3 Q You will notice in 1988 the period is 2/1 to 2/15/1988.

4 However, in the 1989 report, the period is 2/15 to 2/28/1989.

5 Do you see that?

6 A I do.

7 Q Do you know why the dates shifted from one year to the
8 next?

9 A I think it was another black hire, and I think I wanted
10 to include that in this report. I think that -- I believe
11 that was Kathy Jordan.

12 Q When was she hired?

13 A I think it was '89.

14 Q It would have been after 2/15?

15 A Well --

16 Q It would have been after 2/15/89?

17 A Well, she fell into this payroll period. She may have
18 been -- you know, she received a check during that payroll
19 period. She might not have gotten one the first two weeks.
20 And I am saying if she was hired prior to the 14th, she could
21 have been hired prior to the 14th. And in order to include --
22 she got a check, is what I am saying. She received her first
23 check during this time period, as I recall. So that's --

24 Well I'm pretty sure that is why the date was changed

1 Mr. Schattenfield?

2 MR. SCHATTENFIELD: Let's go off for a second.

3 (Off the record.)

4 (Back on the record.)

5 CROSS-EXAMINATION

6 BY MR. SCHATTENFIELD:

7 Q You testified in response to Mr. Schonman's question
8 that Mack works all the time. Does he ever take vacations?
9 Do you ever take vacations?

10 A I wish we took vacations. I can't get him to take a
11 half an afternoon off.

12 Q You can't what?

13 A I can't get him to take a half an afternoon off. If we
14 ever went anywhere, he went with a telephone in one ear and a
15 tape in the other.

16 Q A tape of what?

17 A He has these guys tape the sessions so that we can
18 listen to it while we are gone. This station has been his
19 ~~like~~ since '61 or whenever he first came to work there. That
20 was his first -- I mean, he loves it. This is -- we have
21 radios on in our house in every room. He listens all night.
22 He spoke to you a while ago about the radar and storms and the
23 like. He was on the phone with the announcer helping him do
24 this at 2 or 3 o'clock in the morning. He works all the time.
25 It's sad. I mean, the kids and I, we wish he would give up a

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1 little time.

2 MR. SCHATTENFIELD: I have no further questions.

3 MR. SCHONMAN: I don't have any redirect.

4 MR. SCHATTENFIELD: Off the record.

5 (Off the record.)

6 (Back on the record.)

7 MR. SCHATTENFIELD: She is not waiving signature.

8 Right? You are not waiving signature?

9 COURT REPORTER: You are not waiving? You will read
10 it? Okay.

11 MR. SCHATTENFIELD: We ain't waivin' nothin'.

12 (Signature not waived.)

13 (Whereupon, at 4:30 p.m., on November 24, 1992, the taking
14 of the instant deposition ceased.)

15

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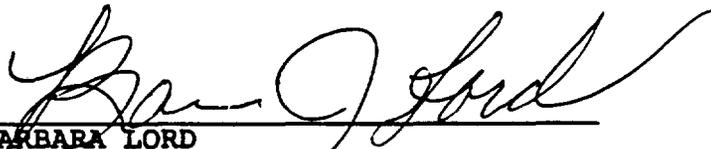
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1 CERTIFICATE OF NOTARY REPORTER

2 I hereby certify, as the Notary Reporter, that the witness,
3 BECKY BRAMLETT, whose testimony appears in the foregoing
4 deposition was duly sworn by me, that the testimony of said
5 witness was duly recorded and accurately transcribed by me or
6 under my direction; further, that said proceedings are a true
7 and accurate record of the testimony given by said witness;
8 and that I am neither counsel for, related to, nor employed by
9 any of the parties of this action in which this deposition was
10 taken; and further, that I am not a relative nor an employee
11 of any of the parties nor counsel employed by the parties, and
12 I am not financially or otherwise interested in the outcome of
13 the action.

14 
15 _____
16 BARBARA LORD
17 Notary Reporter in and for the
18 State of Maryland

19 My Commission Expires:

20 December 17, 1994
21
22
23
24
25

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CERTIFICATE OF REPORTER, TRANSCRIBER, AND PROOFREADER

APPLICATIONS OF DIXIE BROADCASTING, INC.

Name

MM Docket #92-207

Docket No.

WASHINGTON, D.C.

Place

NOVEMBER 24, 1992

Date

We, the undersigned, do hereby certify that the foregoing pages, numbers 1 through 34, inclusive, are the true, accurate and complete transcript prepared from the reporting by BARBARA T. TOPE in attendance at

FREE STATE REPORTING, INC.
1006 Cape St. Claire Road
Annapolis, Maryland 21401

ACKNOWLEDGMENT OF DEPONENT

I, Rebecca B Bramlett do hereby acknowledge that I have read and examined pages 1 through 37 inclusive, of the transcript of my deposition, and that: (check appropriate line.)

 The same is a true, correct and complete transcription of the answers given by me to the questions therein recorded.

 ✓ Except for the changes noted on the attached errata sheet, the same is a true, correct and complete transcription of my deposition.

Dated: 12-28-92 Signed: Rebecca B Bramlett

NOTARY PUBLIC

State of Alabama
County of Morgan

On this 28th day of December, 1992, before me, the undersigned officer, personally appeared AND IS, known to me (or satisfactorily proven) to be the person whose name is subscribed to within the instrument and acknowledged that he/she executed the same for the purposes therein contained.

In witness hereof I hereunto set my hand and official seal.

John K. B. Blythe
Notary Public
My Commission Expires:

My Commission Expires 04-22-95

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Annapolis, Maryland 21401

ERRATA SHEET

IN RE: In the Matter of: Applications of Dixie Broadcasting, Inc.

DEPOSITION OF: Rebecca B. Bramlett

TAKEN ON: November 24, 1992

At the time, the above-named deponent desired to make the following changes:

<u>PAGE</u>	<u>LINE</u>	<u>AS TRANSCRIBED</u>	<u>CHANGE TO</u>
8	13	ty	time my
8	13	wh	what I
26	22	Because I have	Because I know
27	1	and always,	and always have
27	25	instructions	instructions,
27	25	to Mack	them to Mack
31	21	include --	include her
32	19	like	life

DATED: 12-29-92

SIGNED: Rebecca B. Bramlett

DBI EXHIBIT 4
Dixie Broadcasting, Inc.

Testimony of Daniel Van Horn
(Deposition of December 11, 1992)

DBI EXHIBIT 4

01/21/93
R. J. ...
a...

DBI EXHIBIT 4

Dixie Broad

Case No.	92-207	4
Presented by	DIXIE	
Disposition	Accepted	2/17
	Revised	2/17
	Repealed	
Reporter	BARBARA LORR	
Date	2/17/93	

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