

DOCKET FILE COPY ORIGINAL

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\*ALSO ADMITTED IN VIRGINIA

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July 13, 1993

**HAND DELIVER**

**RECEIVED**

**JUL 13 1993**

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

William Caton  
Acting Secretary  
Federal Communications Commission  
Washington, D.C. 20554

ATTN: The Honorable Richard L. Sippel  
Administrative Law Judge

RE: Toccoa Falls College, et al., MM Docket No. 93-128  
Application of Nazareth Communications, Inc., BPED-  
920811MA)

Dear Mr. Caton:

Transmitted herewith on behalf of Nazareth Communications, Inc. (Nazareth) is the original of the "Declaration of B.H. Bridges" attached as Exhibit 1 to the "Opposition to Motion to Enlarge Issues" filed by Nazareth last Tuesday, July 6, 1993.

Should any questions arise concerning this matter, kindly contact the undersigned directly.

Respectfully submitted,

**MAY & DUNNE, CHARTERED**

By: Joseph E. Dunne III  
Joseph E. Dunne III  
Attorney for Nazareth  
Communications, Inc.

JED:gmc:A75  
enclosures

xc: All Per Attached Certificate of Service  
Bill Bridges

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P. 2/9  
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**JUL 13 1993**

**DECLARATION OF B.H. BRIDGES**

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

I, B.H. Bridges, make the following statement under penalty of perjury of the laws of South Carolina and the United States of

that the College and Nazareth might have some common objectives, and that the College might wish to cooperate with Nazareth on an internship program as well as on several of Nazareth's programs. I had lunch with Rev. Kowalski on two different occasions during which Nazareth's plans were discussed, and I asked him whom I might contact at the College to discuss working on a cooperative basis. He suggested that I contact Mr. Ted Brown, the College's Vice President for Financial Development. Dr. Kowalski told me to contact Mr. Brown for a number of reasons, including: Dr. Kowalski knew him well; he was the vice president of the College; and, Dr. Orr, the College's president, was then involved in a fundraising campaign that required his presence off campus a great deal. Mr. Brown was described as easier to get ahold of.

4. I subsequently contacted Mr. Brown by telephone several times in late July and early August, 1992, during which I introduced myself and Nazareth, referred to my conversations and friendship with Dr. Kowalski, and described Nazareth's plans in a general way. He seemed generally enthusiastic about the plans I described to him, and receptive to the possibility of working with Nazareth. Mr. Brown and I made an appointment to meet at his office on Friday, August 7.

5. During this August 7 meeting I outlined Nazareth's then rather general plans for a station, and indicated that Nazareth would like to discuss a number of areas in connection with the College, including internships for possible college credit, an on-campus studio for use by Nazareth and the College, sports





Dr. Orr, generally, the same topics that I had discussed with Mr. Brown in our earlier meeting. The meeting was pleasant, but Dr. Orr was cautious about making any financial commitments on behalf of the College. He asked me at one point what financial support Nazareth wanted from the College. I assured him that we did not expect the College to finance the project and that we could discuss a fair service charge for some of the program time used by the College, such as sports broadcasts, at a later date. I also made clear that services such as the internship program and certain jointly produced programs would be provided without charge on the part of the College.

9. Dr. Orr asked me if Nazareth needed the College's involvement for educational purposes in the application, and I responded that we did, but that we proposed working with other educational organizations as well. I recall mentioning that the application was available for public inspection at the public file in Williamston. I don't recall specifically referring to the fact that Nazareth had mentioned the College's name in its application at that time. I would not have thought it necessary, however, since I assumed that Mr. Brown had mentioned the fact to him, since I requested and received a written expression of interest from Mr. Brown before Nazareth filed its application for the purpose of mentioning our conversations in the application. Someone, I can't now remember who, asked if our relationship with the College would be "exclusive," meaning that they would be the only college providing interns, cooperating in programming, etc. I said that

Nazareth would be working with other educational organizations as well. Dr. Orr also asked me how I came to approach the College, and I mentioned my friendship with Dr. Kowalski. Although Dr. Orr seemed less enthusiastic than Mr. Brown had been, he did state that he was certainly "open to exploring" a relationship with the Nazareth, if all the details (which I understood to mean financial details) could be worked out.

10. During our conversation we discussed program ideas and concepts on which the College and Nazareth could cooperate. I described several specific program ideas, including: a weekly "President's Report" for Dr. Orr; the broadcast of College sporting events; a "College Report" program hosted by faculty members; the broadcast of College instructional programs; and an internship program for College students. The concepts described seemed agreeable to Dr. Orr, and he asked that I get some of the specific program proposals to them in writing within the next two or three weeks.

11. The meeting closed with Dr. Orr suggesting that I continue working with Mr. Brown as we had been working together thus far. That same evening I spoke to Mr. Brown again, who told me not to interpret Dr. Orr's seeming more conservative approach as disinterest on his or the College's part. I followed up my meeting with a letter, which I have attached (Attachment 4). I also wrote to Mr. Brown (Attachment 5).

12. Following the September 4 meeting my wife became ill and was hospitalized in Texas from mid-September to Mid-October. I did

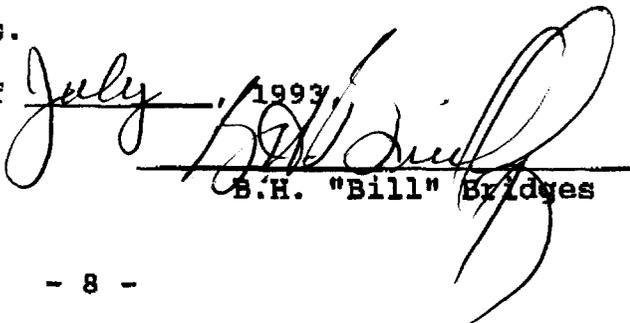
not, therefore, immediately follow up on my promise to get Dr. Orr and Mr. Brown some written proposals to review. During this time

level of interest. Mr. Brown said: "that's only fair," and assured me again that the College was still interested in pursuing the cooperative projects we had discussed, and that he would let me know if there was any change in their level of interest. I encouraged him to keep in touch with me, that if the College were to lose interest in any of the projects we discussed we would amend our application accordingly.

15. At no time during our relationship, until the petition to enlarge was filed, did I ever show copies of Nazareth's application or amendments to Mr. Brown, nor do I remember sending him copies. That failure was due to sheer oversight. No representation made in Nazareth's application concerning its plans with respect to the College varies from what I had proposed to and discussed with Mr. Brown, in at least one instance in writing, and in which he expressed an interest on the College's part.

16. I have provided Mr. Brown with a draft copy of this Declaration, to which minor changes have since been made, and attachments, as well as a complete copy of Exhibits II-1, II-2, and IV-1 in Nazareth's original application, and amended Exhibits II-1, II-2 and IV-1 in its December 30, 1992 amendment. I have asked Mr. Brown to verify my representations concerning our conversations, or to provide me with his input by Friday, July 2. When I spoke with Mr. Brown on June 28 he assured me that he had the Declaration in hand, and would be getting back to me. To date, Mr. Brown has not called, or returned my calls.

Executed this 6<sup>th</sup> day of July, 1993.

  
B.H. "Bill" Bridges

on letterhead

Mr. Theodore R. Brown  
Vice President/Financial Development  
Presbyterian College  
Clinton, SC 29325

*Mailed*  
Aug. 7, 1992

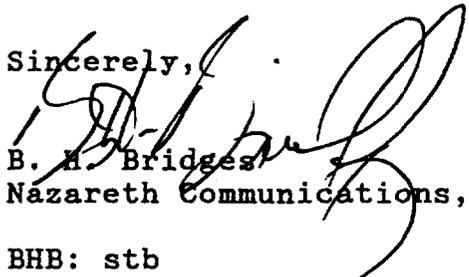
Dear Ted:

Thank you for your interest in our plans for a new broadcast facility which will provide access to Presbyterian College. I have enjoyed our recent conversations and am confident that the ideas we have discussed are only the beginning.

I am particularly encouraged to know of your evolving media program and the immediate need for expanded internship opportunities for your students. These opportunities, together with sports broadcasts and other instructional programming ideas appear to provide a great foundation for an ongoing relationship between Nazareth Communications and Presbyterian College.

Please pass along my regards to the President. I look forward to meeting with both of you again in the near future. Give me a call anytime if I can be of help on the closed circuit project.

Sincerely,

  
B. H. Bridges  
Nazareth Communications, Inc.

BHB: stb

Faxed Copy

August 10, 1992

Mr. Bill H. Bridges  
President  
Nazareth Communications  
Post Office Box 17843  
Greenville, South Carolina 29606

Dear Bill

It was a pleasure to meet you and have such a good conversation last Friday. I appreciate your interest in Presbyterian College and hope that our dialogue was as helpful to you as it was to me.

It is astonishing to me that we found so many commonalities in the college's current position and your interests and plans. As I indicated to you, our history in the area of media is relatively short but we seem to be on the fast track. With our Russell Program for media literacy we have moved aggressively toward making our liberal arts program a tool in educating our students about the power of modern communications media. In terms of radio, in particular, we have moved from renting air time for our students at a local station to establishing a closed-circuit station on our campus-wide cable system. We hope to have the latter accomplished by early fall. Presbyterian College obviously has an evolving interest in media.

Unfortunately, I was unable to get time with President Orr on Friday to discuss our conversation. He was occupied with preparation for his much-deserved vacation this week. While I am not able to speak for the college as a whole, I believe it is accurate to indicate an interest in further conversation with you as you move ahead with your plans. Once we have more clarity about how a relationship might be defined we can talk with President Orr and he can consult the officers and trustees and he sees fit.

Thank you for considering Presbyterian College as you begin to develop your plans. I look forward to speaking with you again.

Most sincerely,

Ted Brown  
Vice President  
Financial Development



OFFICE OF DEVELOPMENT

# Presbyterian College

CLINTON, SOUTH CAROLINA 29325 • (803) 833-2820

August 10, 1992

Mr. Bill H. Bridges  
President  
Nazareth Communications  
Post Office Box 17843  
Greenville, South Carolina 29606

Dear Bill

It was a pleasure to meet you and have such a good conversation last Friday. I appreciate your interest in Presbyterian College and hope that our dialogue was as helpful to you as it was to me.



N A Z A R E T H  
C O M M U N I C A T I O N S

Bill H. Bridges  
President

Tuesday  
the Eighth  
September, 1992

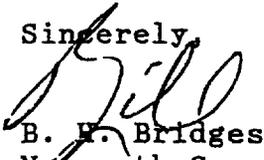
Dear Dr. Orr:

Thank you for setting aside time to meet with me and Ted Brown last Friday in your office. I enjoyed getting acquainted with you and discussing our plans for the new radio station.

As agreed, I will be working on some ideas for consideration and passing them along to Ted in the next two weeks. He has promised to review this material, add to or delete as necessary, and get back to me. Our goal is to get something more tangible in front of you so that we can continue to explore the relationship being discussed.

Meanwhile, should you have any questions please do not hesitate to give me a call. And, feel free to call Randy Kowalski who will vouch for my background and representations. Thank you for your interest in this project.

Sincerely,



B. H. Bridges  
Nazareth Communications, Inc.

BHB: stb

Dr. Kenneth B. Orr, President  
Presbyterian College  
Clinton, SC 29325



N A Z A R E T H  
C O M M U N I C A T I O N S

Bill H. Bridges  
President

Tuesday  
the Eighth  
September, 1992

Dear Ted:

Thank you for arranging the meeting with President Orr last week on campus. I enjoyed the opportunity to get acquainted with him and begin to explore the framework for the proposed relationship.

As promised I will get some ideas over to you in a few days. You can review these and add to or delete as necessary. Then I can take a look at what you have included. From there, we can work toward getting something more tangible before President Orr.

As mentioned over the phone, it is important at this point that our discussions be kept confidential until we can achieve greater definition. I look forward to talking with you again in a few days. Thank you for your interest in this project.

Sincerely,

B. H. Bridges  
Nazareth Communications, Inc.

BHB: stb

Mr. Ted Brown, Vice President  
Financial Development  
Presbyterian College  
Clinton, SC 29325

  
N A Z A R E T H  
C O M M U N I C A T I O N S

Bill H. Bridges  
President

Tuesday  
the Twenty-Seventh

October, 1992

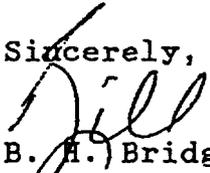
Dear Ted:

It was good to talk with you earlier today. I'm sure you and Dr. Orr have your hands full preparing for the combined meeting coming up next week. I hope everything goes smoothly for you.

Enclosed are some broadcast options as we attempt to become more specific about the proposed relationship with Presbyterian College. I have enclosed two copies, one each for you and President Orr. Feel free to make additional copies as needed with the caution that this material should still be kept confidential at this early stage.

I will await your response when you and President Orr have had time to review, discuss and/or revise some of these options. No hurry, just take your time and call when you wish. Have a great fall!

Sincerely,



B. H. Bridges  
Nazareth Communication, Inc.

BHB: stb

Mr. Ted Brown, Vice President  
Financial Development  
Presbyterian College  
Clinton, SC 29325

Computer Kibe: Pres Prop

## Presbyterian College Broadcast Options

"PRESBYTERIAN COLLEGE REPORT." This weekly feature, hosted by various officials and/or faculty of Presbyterian College, would present current news about the school, information about registration, sporting events, and general college life. Students could regularly be the announcers and producers of the program, producing segments for which they would receive college credit.

(Proposed: Five minutes)

"PRESBYTERIAN COLLEGE FORUM." This weekly one hour program would be produced live on the Presbyterian College campus by student interns. Under the direction of Nazareth Communications personnel, Presbyterian College students would assist in producing instructional programming reflecting specific course offerings of Presbyterian College. We could provide several 12 or 13 week series on topics such as computer literacy, basic and advanced Bible or theology courses, amateur photography just to name a few. Presbyterian College faculty would be the generally featured instructors. In addition, at the college's discretion, college credit could be extended through self-directed study using the broadcast as the classroom extension.

(Proposed: One Hour)

"PRESBYTERIAN COLLEGE SPORTING EVENTS." Seasonal sporting events including football and basketball games could be regularly broadcast over the proposed station. Nazareth and Presbyterian College would work together to secure qualified play by play announcers to broadcast home (at PC's discretion) and/or away games. Provision could also be made for separate pre and post-game interview programs.

(Proposed: Approximately three to four hours weekly in season)

"**INTERNSHIP PROGRAM.**" Nazareth Communications will provide generous amounts of time to Presbyterian College interns who have an interest in pursuing a broadcast career. Due to the station's license classification, it is both expected and proper that we devote more such time to this type of educational experience than commercial stations. Nazareth could encourage and assist Presbyterian College in constructing its own broadcast studio on campus. This facility could be used for off-air rehearsal by students and also activated for special live on-campus events.

;;  
"**FROM THE PRESIDENT'S DESK.**" This weekly feature is self-explanatory. However, Dr. Orr may wish to devise a more creative format than may normally be expected. This is another area where Nazareth would work cooperatively with Presbyterian College.

(Proposed: Open)

"**PRESBYTERIAN COLLEGE MEDIA FESTIVAL.**" This could be an annual event hosted by the college. The program could be open to prospective students, pastors, professionals and others interested in a broadcast career. The event would offer instruction, training and idea exchanges for media.

"**ON CAMPUS CONCERTS.**" The radio station would serve as a natural outlet of promotion for on-campus concerts. Such events could be coordinated by the school or student organizations, often for the benefit of the school or organization.

\* Program titles selected for discussion only.

**CERTIFICATE OF SERVICE**

I, Glinda M. Corbin, a paralegal in the Offices of May & Dunne, Chartered, hereby certify that I have caused a true and correct copy of the foregoing original copy of Exhibit 1 to the "Opposition to Motion to Release Issues" to be sent this 12th day of July, 1992