

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION DOCKET FILE COPY ORIGINAL

Washington, D. C. 20554

In re Application of

EZ Communications, Inc.

For Renewal of the License of FM Radio
Station WBZZ (FM) on Channel 229B at
Pittsburgh, Pennsylvania

Allegheny Communications Group, Inc.

For a Construction Permit for a New FM
Broadcast Station on Channel 229B at
Pittsburgh, Pennsylvania

MM Docket Number

93-88 ✓

To: Honorable Edward Luton
Administrative Law Judge

HEARING EXHIBITS

EZ Communications, Inc.

Rainer K. Kraus
Herbert D. Miller, Jr.

KOTEEN & NAFTALIN
SUITE 1000
1150 CONNECTICUT AVENUE, N. W.
WASHINGTON, D. C. 20036

Its attorneys

September 30, 1993

TABLE OF WBZZ EXHIBITS

Exhibit No.	Subject	Sponsor
1	Statements of Community Witnesses	As Indicated below
1-A	Julian E. Bailes, M.D.	Member of the Department of Neurosurgery at Allegheny General Hospital
1-B	Arlene Baxter, Ph.D.	Executive Director of the Allegheny/Westmoreland Chapter of Mothers Against Drunk Driving
1-C	Bruce Brindza	Director of Development and Public Relations of the Whale's Tale
1-D	David Dombrowiak	Senior Vice President, St. Francis Health System and Chief Executive Officer of the St. Francis Health Foundation
1-E	Joe Gordon	Director of Communications and Marketing, Pittsburgh Steelers
1-F	Lisa E. Gray	Director, Marketing Services, D.T. Watson Rehabilitation Services
1-G	John K. "Mike" Kearns	President of the Board, Alcoholic Recovery Center
1-H	Richard Maloney	Vice President, Pittsburgh Three Rivers Regatta
1-I	Janice Markowitz	Pennsylvania State Director of the Pennsylvania Chronic Fatigue Syndrome Association
1-J	Sophie Masloff	Mayor of the City of Pittsburgh
1-K	Jane Neely	President, Pittsburgh Chapter, Transplant Recipient International Organization
1-L	Bob O'Connor	Member, Pittsburgh City Council

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1-M	George J. Omiros	Executive Director, Western Pennsylvania Chapter of the Leukemia Society of America
1-N	C. Richard Redd	Director of the Alcohol and Drug Program of United Mental Health, Inc.
1-O	Mary Pat Root	Executive Director of the Western Pennsylvania Chapter of the Cystic Fibrosis Foundation
1-P	Anita M. Sinicrope	Executive Director, Pennsylvania Educational Network for Eating Disorders
1-Q	Julie Stark	Director of the West Penn Chapter of the March of Dimes Birth Defects Foundation
2	WBZZ Ascertainment and Programming	Edward "Tex" Meyer
3	WBZZ EEO Performance	Edward "Tex" Meyer
4	EEO Performance of EZ Communications, Inc.	Alan Box
5	WBZZ FCC Compliance	Edward "Tex" Meyer
6	Media Interests	Alan Box
7	Auxiliary Power	Edward "Tex" Meyer
8	Biographical Information about Arthur Kellar	Arthur Kellar
9	Biographical Information about Alan Box	Alan Box
10	Biographical Information about Edward "Tex" Meyer	Edward "Tex" Meyer
11	WQKB(FM), New Kensington, PA	Alan Box

STATEMENTS OF COMMUNITY WITNESSES

FEDERAL COMMUNICATIONS COMMISSION			
Docket No.	<u>93-88</u>	Exhibit No.	<u>EZ#1</u>
Presented by	<u>EZ Comm.</u>		
	Identified	<u>10/13/93</u>	
Disposition:	Received	<u>10/13/93</u>	
	Rejected		
Reporter	<u>JOL KRASNER</u>		
Date	<u>10/13/93</u>		

Exhibit 1-A

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**Statement of
Julian E. Bailes, M.D.
Member of the Department of Neurosurgery at
Allegheny General Hospital**

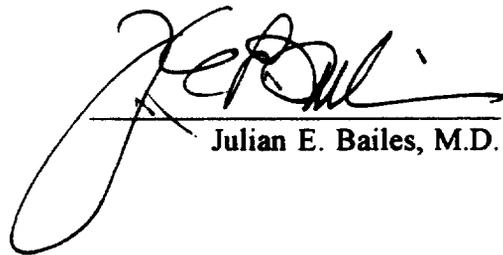
STATEMENT OF JULIAN E. BAILES, M.D.

I am a member of the Department of Neurosurgery at Allegheny General Hospital, in Pittsburgh. In 1989, we became affiliated with the Feet First, First Time Program (the name of the program was later changed to "Think First"), which had begun in Florida in 1986. The purpose of the program is to reduce the incidence of spinal injuries by encouraging people not to dive into unknown waters.

In the summer of 1988, before the program was initiated locally, seventeen Pittsburgh area residents suffered broken necks and were paralyzed through diving accidents. In 1989, there were only three such accidents, and in 1990 there were none.

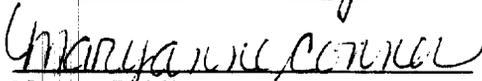
When we initiated the program here in 1989, we called upon WBZZ for help with a kick-off picnic in South Park. The station responded generously with public service announcements and by sending Jeff Tyson, one of its personalities, to the picnic. He provided entertainment and gave away prizes. The kick-off picnic was very important to the success of the program, and WBZZ's access to our target audience -- youth 15 to 24 years of age -- was instrumental in generating the high level of interest in diving safety needed for success.

All of the foregoing statements are, to my personal knowledge and belief, true and correct.



Julian E. Bailes, M.D.

Subscribed and sworn to before me
this 17th day of Aug., 1993.


Notary Public

My commission expires on

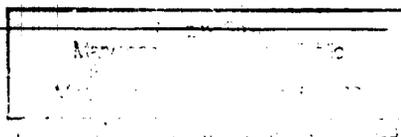


Exhibit 1-B

**Statement of
Arlene Baxter, Ph.D.
Executive Director of the Allegheny/Westmoreland
Chapter of Mothers Against Drunk Driving**

STATEMENT OF ARLENE BAXTER, PH.D.

I am the Executive Director of the Allegheny \ Westmoreland Chapter of Mothers Against Drunk Driving (MADD). I have held that position for approximately one and one half years. During the prior four years, I was the Director of Family Services of the Abraxas Foundation, a drug and alcohol rehabilitation program for court referred youth aged 14 - 18.

I have been very favorably impressed by the emphasis which WBZZ has given to the Designated Driver Program, the effectiveness of which during 1991 was recognized by the National Commission Against Drunk Driving which, in December of 1992, presented its Media Awareness Award to WBZZ. I understand that WBZZ was the only radio station in the United States to receive this award. I am aware of the enthusiastic work which WBZZ has done to promote the Designated Driver Program in the Pittsburgh area, and we are very appreciative of it.

WBZZ's work in support of the Designated Driver Program is consistent with its other efforts, and the efforts of various of its on-air personalities, to promote drug and alcohol abuse awareness in Pittsburgh. For example, from 1984 to 1991, Jim Quinn, a WBZZ morning personality, was a member of the Abraxas Board. He was obviously very interested in our rehabilitation programs and supportive of our efforts on behalf of youth. He was also sensitive to the importance of fostering an awareness among youth about drug and alcohol abuse and drunk driving.

MADD is appreciative of WBZZ's efforts to reduce drunk driving, and of its responsible efforts to promote community awareness in this area.

All of the foregoing statements are, to my personal knowledge and belief, true and correct.

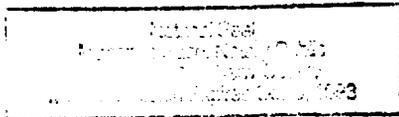
Arlene Baxter, Ph.D.
Arlene Baxter, Ph.D.

Subscribed and sworn to before me
this 30th day of Sept, 1993.

Marianne Rice
Notary Public

My commission expires on

11-5-93



Notary Public, State of New Jersey

Exhibit 1-C

WBZZ Exhibit No. 1-C

**Statement of
Bruce Brindza
Director of Development and Public Relations of the
Whale's Tale**

STATEMENT OF BRUCE BRINDZA

I am the Director of Development and Public Relations of The Whale's Tale, a non-profit organization which provides shelter and other services for abused and otherwise troubled youth during periods of crisis. We are presently in our twenty-third year of service, and have thirteen such facilities in the greater Pittsburgh area. We provide emergency shelter, crisis counseling and intervention services, independent living services, health screening and life skills training. We also help the homeless children in the greater Pittsburgh area and have provided a Safe Place to over 43,000 youth participants in the past year. Our programs deal effectively with alcohol and other drugs, abused and neglected youth, runaways, behavioral problems, homelessness and other family crises. We provide outpatient, emergency shelter, residential and independent living services for counseling, prevention, education, intervention and treatment on many levels.

WBZZ has constantly supported our efforts and has always responded generously to our requests for help through public service announcements and talk show interviews. Through WBZZ, we have been able to get our message to the youth we serve, and to the community which supports us. WBZZ has done a tremendous job in serving us, and the community which we also serve. The help it has provided has been unique in our experience, because WBZZ to a greater extent than any other Pittsburgh radio station has been willing to make and keep long term commitments and then to follow up by asking what more we need, and

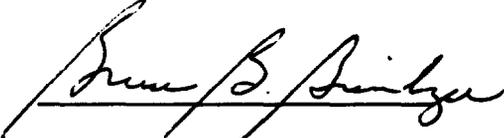
providing it. Other stations help, but WBZZ has always given us a long term commitment and consistency for a thorough promotional follow through at our campaigns.

WBZZ has sent personnel to tour our facilities and gain insights into the services which we provide. Through these tours, and discussions with our counselors and volunteers, WBZZ personnel have become familiar with what we do and have thereby been able to effectively present us on the air.

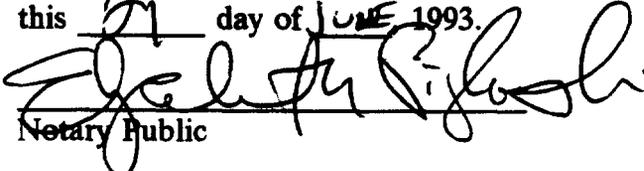
WBZZ has assisted us directly in many ways. For example, in 1989, we opened a new shelter on 5th Avenue, in Pittsburgh. WBZZ supported us there with a concentrated public service message campaign over a period of several months. It was one of the strongest and most effective campaigns our agency has experienced. It focused on our shelter and other programs and featured interviews with our supervisors and the counselors on our staff. WBZZ supported our efforts to make our services known to youth as well as our fund raising efforts. 1990 was also a particularly important year for us, and it is my understanding that during 1990, WBZZ broadcast more than 500 public service announcements on behalf of The Whale's Tale. The efforts of WBZZ in 1989 and in subsequent years increased our visibility in the business community and thereby is contributed substantially to our fund raising efforts, and to our successful conclusion of a 1.8 million dollar capital campaign.

WBZZ has also given extensive promotion to our Safe Place program. That program recruits local business to display Safe Place signs and to put troubled youth in touch with us. Our volunteers and counselors are then able to reach them and provide whatever help they need. WBZZ's promotion of this program was one of the very strongest our agency has seen. As a result of WBZZ's efforts, many additional businesses have agreed to participate in the program.

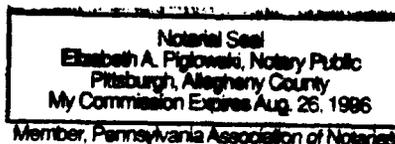
Various representatives of The Whale's Tale have appeared on WBZZ public affairs programs. In June, 1990, Lori Abbott and John Amato of The Whale's Tale appeared on Dialogue to discuss our organization, its purposes and programs, and to offer help to young people who feel they have no place to turn. Other representatives of The Whale's Tale appeared on Dialogue in October, 1990 to discuss our Safe Place Outreach and Awareness effort. Jerry Potts, our assistant director of outreach services, has also appeared on Dialogue several times in recent years to discuss the services we provide and to help the community understand the problems which area youth face.


Bruce Brindza

Subscribed and sworn to before me
this 21 day of JUNE 1993.


Notary Public

My commission expires on _____



**Statement of
David Dombrowiak
Senior Vice President, St. Francis Health System and
Chief Executive Officer of the
St. Francis Health Foundation**

STATEMENT OF DAVID DOMBROWIAK

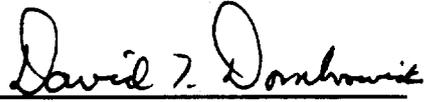
I am the Senior Vice President of St. Francis Health Systems, and Chief Executive Officer of the St. Francis Health Foundation. We are a 750 bed teaching hospital in Pittsburgh, and provide extensive rehabilitation services. We view service to the poor as an important responsibility, and no one is ever turned away due to lack of ability to pay. The mission created by the Sisters of St. Francis of Millvale over 127 years ago is unchanged in all that time.

Since 1987, one of my primary activities related to St. Francis has been our annual The Courage to Come Back awards program. Through this program, we recognize members of the community who have overcome devastating accidents, illness or injury to lead remarkable lives. They, in turn, serve as models of hope for others to stage come backs from medical, psychiatric, chemical dependency, and similar major problems. WBZZ has been instrumental in the success of this program, not only by assisting us with fund raising but also by interviewing the award winners on the air and otherwise providing opportunities for us to tell our story, and theirs, to the community.

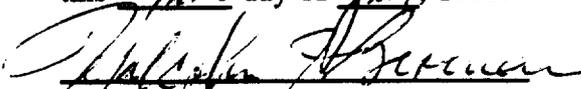
For example, in 1991, we participated in two WBZZ Dialogue programs. In one, Mr. Tom Plunkett told how physical rehabilitation and work with a support group had helped him to recover from the loss of his legs. In another, Mr. Andy Nigut told of his recovery from post traumatic stress disorder after having part of his face blown off during the Vietnam war. Following both of these programs, listeners called and asked to be put in touch with the support groups which had helped Mr. Plunkett and Mr. Nigut.

We are very appreciative of the help WBZZ has given us over the years.

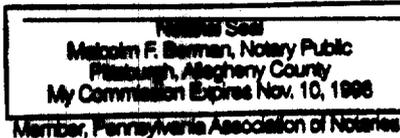
All of the statements made herein are, to my personal knowledge and belief, true and correct.


David Z. Dombrowiak
David Dombrowiak

Subscribed and sworn to before me
this 12th day of July, 1993.


Malcolm F. Bertram
Notary Public

My commission expires on


Notary Seal
Malcolm F. Bertram, Notary Public
Pittsburgh, Allegheny County
My Commission Expires Nov. 10, 1996
Member, Pennsylvania Association of Notaries

**Statement of
Joe Gordon
Director of Communications and Marketing,
Pittsburgh Steelers**

STATEMENT OF JOE GORDON

I am the Director of Communications and Marketing for the Pittsburgh Steelers, a NFL football team. In that capacity, I oversee our community outreach program and its various charity programs. Among the most significant of these are:

1. Ronald McDonald House, a facility which helps families with hospitalized children.
2. Caring Program, which encourages high school students to collect money to help provide primary health care to less fortunate high school students.
3. Bundle Up, which provides warm clothing to needy children.
4. Know the Score, a drug - alcohol awareness programs.
5. Boys and Girls clubs, which provide services to children in the Pittsburgh area.

WBZZ has been exceptionally helpful to us in promoting each of these activities, and other activities as well, even though our games are not broadcast over WBZZ and we have no business relationship with it. We do not get a comparably high level of cooperation and support from other stations in the area.

For the past six years, our Bundle Up project has sought to make clothing available to needy children during the winter months. WBZZ's on-air personalities have actively participated with us in this project each year, not only by giving it extensive on-air promotion, but also by going with Steelers team members to help children select the clothes which the contributions pay for.

WBZZ has also provided important assistance with Know the Score, a drug and alcohol abuse program we run at local schools to increase awareness of those problems and also to involve the students in fund raising. Schools compete in

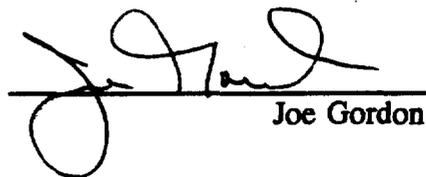
fund raising, and WBZZ does a remote broadcast each year at the winning school, with Steelers players and WBZZ on-air personalities.

WBZZ has also participated each year, for at least the past ten years, with our annual Children's Hospital collection at the Stadium. WBZZ's participation includes extensive on-air promotion of the event, a remote broadcast from the stadium, and encouraging spectators at the stadium to contribute.

Our annual Boy Scout recruitment drive is held at the last pre-season Steelers home game. WBZZ has done a remote broadcast promoting that event in each of the past four years.

By promoting these and other charity events extensively, and by having its on-air talent participate in them personally, WBZZ raises the level of community awareness of the underlying problems which our charities seek to ameliorate. WBZZ's participation also contributes to the solutions to those same problems. I have found over the years that WBZZ's support for the community projects in which we are involved has always been enthusiastic and effective.

All of the statements made herein are, to my personal knowledge and belief, true and correct.



Joe Gordon

Subscribed and sworn to before me
this 7th day of July, 1993.



Notary Public

My commission expires on _____

Notarial Seal Christine M. Calderone, Notary Public Fitzgerald, Pennsylvania My Commission Expires _____ I am not a member of any Notary Association
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