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Anna C. Bradshaw

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TRANSCRIPT OF PROCEEDINGS

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

IN THE MATTER OF:

SCRIPPS HOWARD BROADCASTING COMPANY
and
FOUR JACKS BROADCASTING, INC
Baltimore, Maryland

MM DOCKET NO. 93-94

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FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

IN RE:)
SCRIPPS HOWARD BROADCASTING COMPANY)
and)
FOUR JACKS BROADCASTING, INC.)
Baltimore, Maryland)

MM DOCKET NO.93-94

The above mentioned matter came on for an admissions session pursuant for Notice before Judge Richard B. Sippel, Administrative Law Judge, at 2000 L Street, Washington, D.C. in Courtroom No. 4, on Friday, November 12, 1993, at 9:00 a.m.

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P R O C E E D I N G S

1
2 JUDGE SIPPEL: We're on the record. We're starting
3 at 9:00 this morning in order to accommodate a witness from
4 the west coast. I would expect to break at about 10:30 and
5 we'll start again at a quarter of 11, go until noon, lunch
6 break until 1:15 and if necessary the witness will come back
7 after lunch. Let's proceed at this time. Mr. Howard, is Mr.
8 Kleiner in the courtroom?

9 MR. HOWARD: Yes, Your Honor. We present Arnold
10 Kleiner for testimony.

11 MS. SCHMELTZER: Your Honor --

12 JUDGE SIPPEL: Mr. Kleiner, will you come forward,
13 please?

14 MS. SCHMELTZER: -- as a preliminary matter it was
15 my understanding we were going to talk about our Exhibit 5 at
16 the very beginning this morning.

17 JUDGE SIPPEL: Well, let's get the witness sworn in
18 and then -- I want to get the process started and I'll see how
19 much that's going to take.

20 Whereupon

21 ARNOLD J. KLEINER

22 was called as a witness and, having been duly sworn by Judge
23 Sippel, was examined and testified as follows:

24 JUDGE SIPPEL: Please be seated. And if you would
25 state your name and current address for the record, please?

1 MR. KLEINER: Arnold J. Kleiner, 6726 Cavite Court
2 in San Diego, California.

3 JUDGE SIPPEL: Thank you. If you'll excuse me for
4 just one moment now, we have a procedural matter that I want
5 to address. I don't have anything more to say about Exhibit 5
6 at this time.

7 MS. SCHMELTZER: It was my understanding we were
8 going to have oral argument this morning on that.

9 MR. ZAUNER: I don't know that we were going to have
10 oral argument.

11 JUDGE SIPPEL: No.

12 MR. ZAUNER: You had asked that I take a look, see
13 if I could locate any cases and I agreed to do that.

14 JUDGE SIPPEL: Right.

15 MR. ZAUNER: And I can make a very simple report and
16 say I really haven't located anything additional and I think
17 that Your Honor's reference to the Fox Television Station's
18 case is most relevant to -- the most relevant case I could
19 find to the proceeding. I don't know that it's necessary for
20 me to discuss that case. I think we all are familiar with
21 what it says.

22 JUDGE SIPPEL: I appreciate your taking the effort
23 to make those inquiries. I'm satisfied with what Fox T.V.
24 instructs in this area and I will be making a ruling. I don't
25 want to use the word immediately or soon, but certainly before

1 the record is closed and I don't see -- I think I've heard
2 enough and seen enough and read enough. I don't see any
3 purpose in taking up any more -- certainly not any more
4 courtroom time. But you did, what you did you did at my
5 request and I appreciate that.

6 MR. ZAUNER: Yes. I took a look at a number of cases
7 that I wanted to look at just to see if they said anything
8 that was relevant to the matter before us and I was unable to
9 find anything more enlightening than what the Fox River -- Fox
10 Television case said which I know you're familiar with.

11 JUDGE SIPPEL: All right. Now, there was an open
12 invitation and if you did something, I will consider it. Do
13 you have something that you wanted to present?

14 MS. SCHMELTZER: Mr. Masters is going to address
15 that, Your Honor.

16 JUDGE SIPPEL: How much do you have?

17 MR. MASTERS: Not very much. I found a number of
18 cites. I would call your attention to one in particular and
19 that one cite is the Review Board's decision in the Video 44
20 case. That is at 3FCC Rec. 3587. And on page 3591 of that
21 decision the Board discusses some of the evidence that was
22 considered below as to the incumbent renewal expectancy. And
23 I'm reading here.

24 The Board mentions "Letters from Video 44's audience
25 praising and criticizing the station's programs were also

1 reviewed. Generally many of these letters praised Video 44's
2 older programs which had been replaced and criticized the need
3 to pay for STV and the violence and sexual orientation of some
4 of the programs."

5 I also went back to the underlying initial decision
6 in Video 44. That's at 102 FCC 2nd 419 and at page 445 the
7 Judge does a short section on viewer comments and I would
8 mention that some of the programs on which viewer letters
9 commented were for example The 700 Club programs, Sha Na Na
10 and Leave it to Beaver and I think that those two cites are
11 very instructional and tend to show the Commission is quite
12 inclusive in terms of letters from the public.

13 JUDGE SIPPEL: Okay. The facts submitted in Video
14 44, at least it was an issue in Video 44 which was really a
15 controlling issue in that case which was -- it doesn't surface
16 here at all. So I just make that comment. I note that there
17 is a distinction between Video 44 and what we're looking at
18 here today.

19 MR. MASTERS: I understand, Your Honor, but I don't
20 think the ultimate legal result --

21 JUDGE SIPPEL: All right. I hear you. I hear you.
22 Is there anything that Scripps Howard wants to bring to my
23 attention at this time?

24 MR. HOWARD: I would only comment that apparently
25 was not at issue in that proceeding is whether or not these

1 letters be admitted and considered and whether they came in
2 absent objection is not relevant one way or the other to the
3 issue in this proceeding where is an objection.

4 JUDGE SIPPEL: Well, all right. I hear you, Mr.
5 Howard. Four Jacks is asking me to take a look at Video 44.
6 I'll take a look at Video 44.

7 MR. MASTERS: Could I refer you to just one other
8 cite and then I'll be done?

9 JUDGE SIPPEL: Just give me the cite, please --

10 MR. MASTERS: Okay.

11 JUDGE SIPPEL: -- and I'll look at it.

12 MR. MASTERS: Seattle Public Schools. The Review
13 Board decision that's 4 FCC Rec. 625, a 1989 case and I would
14 refer you specifically to page 636 at paragraph 40 where the
15 Board cites a number of prior renewal expectancy cases where
16 viewer complaints were also considered.

17 JUDGE SIPPEL: I'll take a look at that, too.

18 MR. MASTERS: Thank you, Your Honor.

19 JUDGE SIPPEL: All right. Mr. Kleiner, you came
20 here to testify. I appreciate your indulgence. We're now
21 prepared to take your testimony. Mr. Howard, your witness.

22 MR. HOWARD: No questions, Your Honor.

23 JUDGE SIPPEL: Cross examination?

24 CROSS EXAMINATION

25 BY MS. SCHMELTZER:

1 Q Good morning, Mr. Kleiner, how are you? Are you on
2 any medication today?

3 MR. HOWARD: I objection, Counsel. Could you
4 explain the relevance of the question and perhaps phrase it in
5 a more -- in a way that's directly relevant to the proceeding?

6 MS. SCHMELTZER: Your Honor, I've asked every other
7 witness and there's been no objection. I want to make sure
8 that the witness is under no disability and that on a later
9 date there can be no claim that the witness was on some kind
10 of medication that might have prevented him from recalling
11 everything.

12 JUDGE SIPPEL: Are we going to have to go through
13 this then with your witnesses, too?

14 MS. SCHMELTZER: We have no objection if counsel
15 wants to go forward with this -- with our witnesses.

16 MR. HOWARD: It seems --

17 MS. SCHMELTZER: We've asked the other witnesses.

18 MR. HOWARD: May I respond here. In the narrow, we
19 have no objection to the narrower question of are you taking
20 any medication that might interfere with that. It's just the
21 general question of are you on any medication.

22 JUDGE SIPPEL: I hear what you're saying.

23 MS. SCHMELTZER: Well, I'd also like to find out
24 what the medication is. This is a question I've asked in
25 other proceedings without objection.

1 JUDGE SIPPEL: You have but there's an objection now
2 and it is appropriate to ask the witness the question as Mr.
3 Howard has framed it. I will observe the witness. If there
4 is some question about with respect to his ability to focus on
5 questions and answer and you've laid a proper foundation we
6 may come back to this. I don't say we may in the sense that I
7 expect to. I say you will be permitted to. All right?

8 MS. SCHMELTZER: All right.

9 JUDGE SIPPEL: Now, would you please just ask the
10 witness, or Mr. Howard, do you want to ask the question?

11 MR. HOWARD: I'll let Ms. Schmeltzer.

12 BY MS. SCHMELTZER:

13 Q Well, I guess the preliminary question is are you on
14 any medication at the present time, Mr. Kleiner?

15 JUDGE SIPPEL: Which would interfere with your
16 testimony here today?

17 MR. KLEINER: I'm under no medication that would
18 interfere with my testifying here today.

19 MS. SCHMELTZER: Well, I just would like to know if
20 the witness is on medication at all.

21 MR. HOWARD: I think that's answered, Your Honor.

22 MS. SCHMELTZER: I think that's a preliminary
23 question to the second question.

24 MR. HOWARD: Your ruling has already addressed that
25 the broad scope of whether he's -- had taken an aspirin this

1 morning is not relevant to this proceeding.

2 JUDGE SIPPEL: I'm not going to get into it unless
3 it appears that this witness's ability to participate is
4 impaired.

5 BY MS. SCHMELTZER:

6 Q Is there anything preventing you from testifying
7 fully and accurately here today, Mr. Kleiner?

8 A Nothing.

9 Q Are you here pursuant to a subpoena, Mr. Kleiner?

10 A No.

11 Q You're here voluntarily?

12 A Very much so.

13 Q You're hear at your own expense or at Scripps
14 Howard's expense?

15 A Scripps Howard is covering my expenses.

16 Q And that includes your airfare and hotel bill and
17 meals?

18 A Yes.

19 Q Are they paying you for your time here today?

20 A Yes.

21 Q And how much are you being paid for your time?

22 MR. HOWARD: Objection, Your Honor. It's -- the
23 exact amount is not -- well, in fact the whole question is
24 irrelevant but perhaps if it could be rephrased in a way of
25 whether he's being compensated for the loss of revenues from

1 his own employment?

2 JUDGE SIPPEL: All right. Well, I've got an
3 objection. I didn't mean to cut you off. On the other hand,
4 I don't want to have testimony suggested to the witness,
5 either. You can ask the witness to explain the nature of the
6 compensation, i.e. such things as airplane tickets, ticket,
7 hotel expenses and whatever categories. I don't want to get
8 into amounts.

9 BY MS. SCHMELTZER:

10 Q Are you being reimbursed for your airfare here
11 today?

12 A Yes.

13 Q And are your hotel bills being paid by Scripps
14 Howard?

15 A Yes.

16 Q And your airfare is also being paid by Scripps
17 Howard?

18 A Yes.

19 Q Are your meals being paid by Scripps Howard?

20 A Yes.

21 Q What other compensation are you receiving from
22 Scripps Howard for testifying here today?

23 A I have been on my current job a short time and chose
24 not to take this as vacation time and Scripps Howard has
25 agreed I took this as days without pay from my current job.

1 Scripps Howard has agreed to pay me for those days.

2 Q Are they paying you at your current employment rate
3 at your current job?

4 A That's correct.

5 Q When you left Scripps Howard were there any -- now
6 you left Scripps Howard in July of 1993, is that correct?

7 A July 16th.

8 Q July 16th, 1993. As part of your severance -- did
9 you receive a severance package from Scripps Howard?

10 MR. HOWARD: Objection. Objection. Irrelevant.

11 JUDGE SIPPEL: What's the relevance of the severance
12 pay?

13 MS. SCHMELTZER: I want to see what the connection
14 with Scripps Howard is at this point in time.

15 JUDGE SIPPEL: I'll overrule the objection but don't
16 -- no more details. Just the ultimate fact.

17 BY MS. SCHMELTZER:

18 Q Did you receive a severance package from Scripps
19 Howard?

20 A No, I did not.

21 Q Did you have any kind of vested pension plan while
22 working at Scripps Howard?

23 A Yes.

24 Q Did you receive any commissions or bonuses while
25 working at Scripps Howard?

1 A Yes.

2 Q Have any of those commissions or bonuses come to you
3 since you have left Scripps Howard?

4 A No.

5 Q Have you received any payments from Scripps Howard
6 since leaving their employ on July 16th, 1993?

7 A Yes.

8 Q And what were those payments related to?

9 A It would have been due vacation, those types of
10 things.

11 Q Anything else?

12 A No.

13 Q Are you expecting, are you anticipating any further
14 payments from Scripps Howard?

15 A No.

16 Q Where are presently employed, Mr. Kleiner?

17 A KFNB-TV AM and FM.

18 Q And what is your -- and what company is the licensee
19 of those stations?

20 A Midwest Television.

21 Q And that's in San Diego, California?

22 A No. I am in San Diego. Company headquarters is in
23 Champagne, Illinois.

24 Q At the present time do you have any present
25 relationship with Scripps Howard Broadcasting Company?

1 A No.

2 Q Are you represented by counsel here today?

3 A I am.

4 Q Who's representing you here today?

5 A Mr. Howard.

6 Q Did anyone help you prepare for this hearing
7 session?

8 A Yes.

9 Q Who helped you prepare for the hearing session?

10 A Mr. Howard.

11 Q Did anyone else help you prepare in addition to Mr.
12 Howard?

13 MR. HOWARD: Objection, Your Honor.

14 JUDGE SIPPEL: I'll sustain the objection. Were
15 there other lawyers in Mr. Howard's law firm --

16 MR. KLEINER: Yeah.

17 JUDGE SIPPEL: You don't have to name any names.

18 MR. KLEINER: Once in a while.

19 JUDGE SIPPEL: All right.

20 BY MS. SCHMELTZER:

21 Q How long did this preparation session last?

22 MR. HOWARD: Objection, Your Honor. No relevance
23 and attorney/client privilege.

24 MS. SCHMELTZER: Your Honor, there's no
25 attorney/client privilege here. Mr. Kleiner is not a client

1 of Scripps Howard Broadcasting Company at this point in time.

2 JUDGE SIPPEL: Well, but what he was being prepared
3 to has to do with testifying as to what he did when he was
4 employed there.

5 MS. SCHMELTZER: But he's not the counsel at this
6 present time and that's the relevant criteria.

7 MR. HOWARD: He's just testified, Your Honor, that I
8 am his attorney.

9 JUDGE SIPPEL: He considers Mr. Howard his attorney.
10 If he's not -- if it's not lawyer/client it certainly is work
11 product.

12 MS. SCHMELTZER: It's not work product. How could
13 it be work product? That would be counsel's work product.

14 JUDGE SIPPEL: Well, the privilege applies whether,
15 if the facts meet the privilege, the privilege is going to
16 apply. I'm not going to get into who's got --

17 MS. SCHMELTZER: I guess my contention is the facts
18 don't meet the privilege.

19 JUDGE SIPPEL: Well, I see them as doing it.
20 Whatever work they did, these attorneys did in connection with
21 this witness, unless you have a substantive need to know about
22 it, is, is --

23 MS. SCHMELTZER: Well, I'm talking about what he was
24 -- the way he was prepared yesterday or whenever it occurred,
25 yesterday or the day before in connection with this case, that

1 he was not their client at that time.

2 JUDGE SIPPEL: Well, as I say, I'm not going to make
3 -- I'm not going to take the time to parse out the
4 distinction. I'm saying is that either as an attorney/client
5 privilege or as work product, the fact that this witness was
6 working -- who is being called by Scripps Howard, was working
7 with Scripps Howard's attorneys to prepare for his testimony
8 which is something that I'm certain -- I think we'd certainly
9 want to do at a minimum and probably feel required to do is
10 not the scope for examination in this case.

11 MS. SCHMELTZER: Your Honor, it goes to bias. If
12 this -- this witness is coming here as a non-party witness at
13 this point in time. He could have come here with his own
14 counsel. He was free to do that. And so I do think it's
15 important to go into this aspect.

16 JUDGE SIPPEL: Well, I'm going -- I'm not going to
17 permit it because it's -- and I've made my ruling.

18 MS. SCHMELTZER: May I ask him if he has a retainer
19 agreement with Baker and Hostetler?

20 JUDGE SIPPEL: No, no. I don't see that's relevant
21 either. I hear you Mr. Leader. I know. But I'm telling you
22 that I don't -- and I've explained why and I say whether this
23 cross cuts work product or attorney/client privilege, the fact
24 remains is that I'm not going to permit witnesses to testify
25 as to how they were prepared to give their testimony unless

1 | there's a substantial need shown and there hasn't been.

2 | MS. SCHMELTZER: Well, I think there is in terms of
3 | assessing the credibility of this witness.

4 | JUDGE SIPPEL: I understand your position and you
5 | stated it for the record and -- but that's my ruling. Now,
6 | let's get to Mr. Kleiner. Please, move ahead.

7 | BY MS. SCHMELTZER:

8 | Q Mr. Kleiner, did you -- were you told anything about
9 | Ms. Barr's testimony in preparation for your testimony here
10 | this morning?

11 | MR. HOWARD: Objection, Your Honor.

12 | JUDGE SIPPEL: That's a legitimate question. He's
13 | -- You have a right to -- you go ahead and ask that, Ms.
14 | Schmeltzer.

15 | BY MS. SCHMELTZER:

16 | Q Were you told anything about --

17 | MR. HOWARD: She didn't say whether they discussed
18 | it with Ms. Barr, Your Honor. She asked whether he was told
19 | anything by --

20 | JUDGE SIPPEL: It's cross examination. I'll let her
21 | do it her way. Go ahead, Ms. Schmeltzer.

22 | BY MS. SCHMELTZER:

23 | Q Mr. Kleiner, were you told anything Ms. Emily Barr's
24 | testimony during your preparation for this hearing session
25 | today?

- 1 A Nothing specifically.
- 2 Q Were you told anything?
- 3 A Just that it lasted two days and that it seemed to
4 go well.
- 5 Q And what else can you recall that you were told?
- 6 A That's all.
- 7 Q Were you told anything about Mr. Schroeder's
8 testimony in preparation for your hearing here today?
- 9 A Only that it lasted about half a day I think.
- 10 Q Were you told anything further about that?
- 11 A No.
- 12 Q Did you review any documents in preparation for your
13 hearing today?
- 14 A I did.
- 15 Q What documents did you review?
- 16 A I reviewed my testimony in my deposition.
- 17 Q Anything else?
- 18 A Some exhibits -- thank you -- exhibits.
- 19 Q Did you review Ms. Barr's testimony?
- 20 A No.
- 21 Q Did you review Mr. Schroeder's testimony?
- 22 A No.
- 23 Q Or their depositions?
- 24 A No.
- 25 Q Have you ever seen Ms. Barr's or Mr. Schroeder's deposition?

1 MR. HOWARD: Objection, Your Honor. What's the
2 relevance of the inquiry?

3 JUDGE SIPPEL: Well, I'm going to permit this up to
4 a point. Go ahead. I'll overrule the objection, but again
5 we're into a limited area. Go ahead, Ms. Schmeltzer.

6 BY MS. SCHMELTZER:

7 Q Have you ever seen Ms. Barr's deposition testimony?

8 A Yes.

9 Q When did you see it?

10 A Several months ago.

11 Q Was it sent to you?

12 A Yes.

13 Q And have you ever seen Mr. Schroeder's deposition?

14 A Yes.

15 Q When did you see that?

16 A Same time.

17 Q Same time. And that was sent to you?

18 A Yes.

19 Q And that was by the firm of Baker and Hostetler?

20 A Yes.

21 Q Did you call Ms. Barr after receiving her deposition
22 testimony to discuss it with her?

23 MR. HOWARD: Objection.

24 JUDGE SIPPEL: I'll sustain that objection. I think
25 you've probed the area and you've laid whatever foundation you

1 may want to, but let's go forward, please.

2 BY MS. SCHMELTZER:

3 Q Mr. Kleiner, between May 30, 1991 and September 3,
4 1991 what was your position in connection with Scripps Howard
5 Broadcasting Company?

6 A I was vice president of Scripps Howard Broadcasting
7 Company shortly after May 30th and I was general manager of
8 WMAR-TV.

9 Q Okay. So during the entire period of time that we
10 just discussed you were general manager of WMAR-TV, is that
11 correct?

12 A Yes, it is.

13 Q And were you made vice president on or about June
14 13, 1991?

15 A That's my recollection.

16 Q What were your responsibilities as vice president of
17 Scripps Howard?

18 A My responsibilities were as a general manager. I
19 believe the vice presidency was so that there could be an
20 officer at every location for signing of papers.

21 Q Did you have any separate responsibilities as vice
22 president apart from your duties as general manager?

23 A No.

24 Q Did you directly supervise the news department?

25 A The news director reported to me, yes.

1 Q And he was the head of the new department, the news
2 director?

3 A That's correct.

4 Q Did you delegate any responsibilities in connection
5 with your position as general manager?

6 A I'm not sure I understand the question.

7 Q Did you delegate any specific responsibilities in
8 connection with your position as general manager?

9 A I delegated many responsibilities. I don't think I
10 delegated my general manager responsibilities.

11 Q No, I'm not suggesting that, but can you give us an
12 example of some of the responsibilities that were delegated?

13 A Sure. General sales manager's in charge of the
14 sales department so I delegated sales to him. Director of
15 operations was in charge of programming so I delegated
16 programming to her and as so with every other department.

17 Q What about public service programming? Was that one
18 of the delegated responsibilities?

19 A Yes, that fell under operations.

20 Q So that fell under Ms. Barr's jurisdiction?

21 A That's correct.

22 Q And what about ascertainment? Was that one of the
23 delegated responsibilities?

24 A For the most part, yes, although I played a large
25 part in ascertainment.

1 Q What do you mean for the most part?

2 A Ascertainment wasn't a department. Ascertainment
3 was a function that many people at the station performed so
4 some I did; some Ms. Barr did; some other people did.

5 Q Was there any specific person who was primarily
6 responsible for ascertainment?

7 A The public affairs director.

8 Q And who was that?

9 A At that time it was Janet Covington.

10 Q Did Ms. Covington report directly to you?

11 A She reported directly to Ms. Barr.

12 Q Were you ultimately responsible for the areas of
13 ascertainment and public affairs programming?

14 A I was ultimately responsible for everything.

15 Q Were you the person who had veto power over
16 decisions that were made under delegated authority?

17 A Yes.

18 Q How did you keep track of what the people to whom
19 you delegated responsibility were doing?

20 A We talked a lot. We had department head meetings
21 every week. We had meetings all day, many days, three, four,
22 five, six meetings a day. I had informal lunches in my office
23 several times a week.

24 Q During the period May 30 to September 3, 1991 that
25 we just talked about, can you give us any examples of any veto

1 power that you exercised over decisions made under delegated
2 authority?

3 MR. HOWARD: Objection, Your Honor. Could we ask
4 where this line of inquiry is proceeding?

5 JUDGE SIPPEL: What's the --

6 MS. SCHMELTZER: Well, Your Honor --

7 JUDGE SIPPEL: -- the relevance of this --

8 MS. SCHMELTZER: -- in paragraph 12 of the witnesses
9 testimony he says I maintained veto power over all decisions
10 that were made under delegated authority and I'm just asking
11 him for some examples of that.

12 JUDGE SIPPEL: I'll overrule the objection.
13 Which paragraph is this, Ms. Schmeltzer?

14 MS. SCHMELTZER: Paragraph 12 near the bottom. It's
15 on SH2-5.

16 JUDGE SIPPEL: Do you want to refer to your
17 testimony on that?

18 MR. KLEINER: Really.

19 MS. SCHMELTZER: Do you have a copy of your direct
20 case exhibit?

21 JUDGE SIPPEL: Let's go off the record for just a
22 minute.

23 (Off the record.)

24 (On the record.)

25 MR. KLEINER: I can't recall a specific time when I

1 exercised veto power during that period, but veto power to me
2 is if someone comes and tells you they want to do something
3 and you say no, no is a very simple word.

4 BY MS. SCHMELTZER:

5 Q At the time that Scripps Howard acquired WMAR-TV and
6 that -- was that May 30 of 1991?

7 A Yes.

8 Q Did you receive any memoranda from Scripps Howard
9 setting forth their policies?

10 A I received a packet either just prior to or just
11 after that that had a lot of things in it about practices and
12 policies.

13 Q Do you recall any specific memoranda dealing with
14 public affairs programming or ascertainment?

15 A Not specifically, no.

16 Q Well, can you recall any other memoranda dealing
17 with the company's policies and practices that you received on
18 May 30?

19 A Well, there was one policy that I recall that
20 affected us because it's -- the company did not allow paid
21 religion and we did have some paid religion on the air at that
22 time.

23 Q You recall receiving that policy --

24 A Yeah.

25 Q -- on or about --