

DECLARATION OF FRANK G. BURT

1. My name is Frank G. Burt, and I make this declaration under the provisions of 28 U.S.C §1746. I am an attorney licensed to practice law in the State of Florida, and a member of the bars of the Supreme Court of the United States, the United States Fifth and Eleventh Circuit Courts of Appeal, the United States District Courts for the Southern, Middle and Northern Districts of Florida and the United States Tax Court. I am a partner in the firm of Jordan Burt Berenson & Klingensmith, with offices located at Suite 500, 777 Brickell Avenue, Miami, Florida 33131-2803 and Suite 400 East, 1025 Thomas Jefferson Street, N.W., Washington, D.C. 20007-0805. I reside at 21975 S.W. 149 Avenue, Miami, Florida 33170.

2. I have lived in the Miami area since September 1971. I am submitting this declaration to provide the Federal Communications Commission with my testimony concerning the contributions made by WHFT-TV, Miami to the community's welfare during that station's last license term (February 1, 1987 to February 1, 1992).

3. My legal specialties include Environmental law and First Amendment law. I am the co-author of the annual Florida Section; of the "50

Federal Communications Commission

Docket No. 93-75 Exhibit No. TBF-8

Presented by Emmons / TBF

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Rejected _____

Reporter A. Williams

Date 11.29.93

State Survey; Current Developments in Media Libel and Invasion of Privacy Law", of the Libel Defense Resource Center, the author of the Florida Section; "Open Government Manual", for the Reporters' Committee For Freedom of the Press, and have been a contributor to the Access section of the annual "Communications Law" treatise published by the Practicing Law Institute. My law practice has emphasized constitutional law, including church-state relations. I have appeared on radio programs, in panel discussions and in other forums discussing constitutional issues, and have appeared on WHFT-TV's program "Feedback" at least twice during the above-referenced license term discussing First Amendment issues. My first appearance in June, 1991 included a discussion of the impact of pending "hate crime" legislation and ordinances throughout the United States and Florida elevating sexual orientation to a protected category, and other First Amendment and legislative issues. During my second appearance, we discussed the "establishment clause" and "free exercise clause" implications of the removal of sales tax exemptions on religious materials, the history of taxation on religious activities in North America both before and after the adoption of the Federal Constitution, and possible legislative responses. While these are important issues of significant public concern, I had never appeared on any Miami area station to discuss

these sorts of issues, nor to my knowledge, had any Miami area television station aired any discussion of these issues, with the exception of a feature on WPLG-TV concerning "hate crime" legislation, which did not focus on the implications of the private rights of action created in most such "hate crime" legislation taken together with amendments including sexual orientation as a protected category.

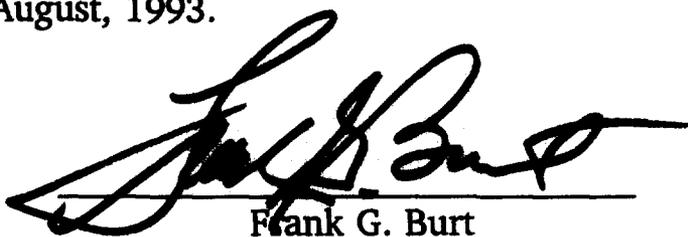
3. My family and I are regular viewers of WHFT-TV programming, and WHFT-TV's children's programming is particularly outstanding. During the above-referenced license period, my daughter, who is now 8 years old, regularly viewed the children's programming on WHFT-TV. WHFT-TV's childrens' programming is of high quality, informative, and articulates moral values which are conspicuously absent from other childrens' programming. Much of WHFT-TV's childrens' programming combines instruction and drama played out to reinforce moral values, such as it is a sin to lie, that it is wrong to hurt people, etc. WHFT-TV's childrens' programming also teaches appropriate responses in interpersonal relations, including that more problems are solved with love and understanding than with anger and conflict. Some of my daughter's favorite programs were "Davey and Goliath", an animated show which emphasizes good behavior, and "The Gospel Bill Show", which

was a variety program with educational segments and teachings concerning moral values. My family also viewed WHFT-TV programming regularly during the above-referenced license period on health and nutrition (Dr. Cherry), and physical education and exercise.

4. WHFT-TV has a reputation in the community for meeting community needs and for reaching out to help people in need. Many people are aware of the station's "His Hand Extended Ministry", where the station provides emergency food and clothing for people in need. The most important contribution of WHFT-TV to the community, is that this station brings a moral perspective to its programming (especially childrens' programming) which is unavailable from other sources in South Florida.

I, Frank G. Burt, hereby declare under penalty of perjury of the laws of the State of Florida and the United States of America that the foregoing Declaration of Frank G. Burt, consisting of 4 pages, is true and correct to the best of my knowledge and belief.

Executed this 3rd day of August, 1993.


Frank G. Burt

DECLARATION OF JEAN CACERES-GONZALEZ

1. My name is Jean Caceres-Gonzalez, and I am the founder and president of His House Children's Home, located at 7000 NW 53rd Terrace, Miami, Florida, 33166. I reside at 6695 SW 152nd Court, Miami, Florida, 33193.

2. I have lived in the Miami area since November, 1983, and I am an Hispanic American. I am also bilingual (English-Spanish). I am submitting this Declaration to provide the Federal Communications Commission with my testimony concerning the contributions to the community's welfare made by WHFT-TV, Miami, during its last license term (February 1, 1987 to February 1, 1992).

3. I founded His House Children's Home in 1989, and I have been the president of the Residential Child Care Association (RCCA) for one year (1992-1993). I am a member of the North Dade Chamber of Commerce, and am the representative for RCCA at SedNet, a multi-agency network for severely emotionally disturbed students. His House Children's Home was established to provide residential care for children who are abused, neglected, and drug and alcohol exposed, or whose parents are in crisis. We have been licensed by the Department of Health and Rehabilitative Services to give care to eight children, but we minister to the mothers and families of these children as well. Roughly 35 percent of the children we have served are Hispanic, approximately 45 percent are African-American, 10 percent are Anglo, and 10 percent are "other." As a residential care facility, we maintain the children's health, oversee their

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school placement, and facilitate the delivery of other services, such as family or individual counseling for the child and his or her family.

4. During the license term I was a participant in the "Praise the Lord--South Florida" Program twice. I appeared on the program in January, 1991, and again in October, 1991. I wrote an intitial letter to Robin Downing and I received a call from a representative of WHFT in response. The person asked if I would be a guest on the program. Since I believe that drugs and drug abuse, and the plight of abused and neglected children in our community, are two of the most serious problems facing our community, I consented to appear on the program.

5. The first time on the program I was interviewed by Rev. Cliff Horvath, the second time by an African-American Pastor and his wife. Each time on the show I was interviewed for roughly one-half an hour about my experiences with drug exposed and abused children. During the programs I was able to describe at some length the problems facing some of our children in Miami, and how drug and alcohol addiction has such a dramatic and terrible impact on their lives. I was able to describe both what our program did for the children, as well as what we do for the children's families, particularly the mothers. Finally, I appealed to people to become personally involved in helping children who were abused or neglected, and, if they could not become personally involved in helping these children, I asked that they become involved enough to report children were abused, neglected or drug exposed so that the

children had a chance for help. At intervals during the time I appeared on the program, my name, the name of the house, and our telephone number was displayed on the screen.

6. I received a response from the audience after each of my program appearances. Viewers came by the house with high chairs, strollers, and diapers in response to my appeal on the program. We also received some financial contributions. A few people who saw me on WHFT came forward to volunteer to help with our children. I also received a number of telephone calls from people who saw the program and wanted to thank me for what we were doing for children, who wanted to encourage me with expressions of their support, or who offered to pray for me and for our children.

7. I appreciated the opportunity to discuss the needs of Miami's children on a television show, and to describe some programs, such as ours, which are involved in serving the needs of these neglected and abused children. WHFT gave me an opportunity to ask for help, and the station, through the comments of the host and by displaying our address and number on the screen, also encouraged their viewers not only to contribute, but to become personally involved in responding to our needs. Although His House Children's Home has been in existence for almost four years now, I have not been asked to be a guest on any other English language program on a Miami television station, nor has any other English language television station taken an active interest in my ministry or encouraged people to become personally involved in helping my ministry or assisting the abused and neglected children we serve.

WHFT has done both. I have been a guest on a Spanish language program on channel 23, and on two Spanish language cable programs.

SUPPORTING DECLARATION

I, Jean Caceres-Gonzalez, hereby declare under penalty of perjury of the laws of the State of Florida and the United States of America that the forgoing "Declaration of Jean Caceres-Gonzalez," consisting of four (4) pages, is true and correct to the best of my knowledge and belief.

Executed this 9th day of August, 1993.


Jean Caceres-Gonzalez
Jean Caceres-Gonzalez

DECLARATION OF RUTHER M. CARTER

1. My name is Mrs. Ruther M. Carter. I am the Supervisor of the Perinatal Addiction Unit and Special Project Coordinator, Board of Broward County Commission, Alcohol and Drug Abuse Division, located at 1011 SW 2nd Court, Fort Lauderdale, Florida, 33312. I reside at 122 NW 7th Avenue, Dania, Florida, 33004.

2. I am an African-American, and was born in Dania. With the exception of about 11 years after high school, I have lived in the Miami area all my life, and continuously since 1962. I am submitting this Declaration to provide the Federal Communications Commission with my testimony concerning the contributions to the community's welfare made by WHFT-TV, Miami, during its last license term (February 1, 1987 to February 1, 1992).

3. I am a certified addiction professional, and am a member of the board of directors of Healthy Mother, Healthy Baby. I am the coordinator of Youth Services of the Broward County churches, and am also a member of the American Legion Auxiliary. I have won the "Spirit of Excellence Award" from the Miami Herald. I am a former member of the board of directors of the Urban League, and a former coordinator of the United Fund of the United Way, Broward County. I am also the Coordinator for cocaine mothers and babies in HRS District 10.

4. Approximately six years ago we began the Perinatal Addiction Unit as the first Broward County outreach program for addicted women. Our program is a residential program for women addicted to drugs, primarily crack cocaine. We now have a 16 bed

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Date 11.29.93

residential facility for addicted women, in which they stay from one to six months. During the period they are in residence the women receive adult education, drug counseling, and have their babies. After their babies are born, we find a place for the women to live in the community, and help with the rent. We also help the women locate daycare, enroll in adult education classes, and help with placement in a job training program, if appropriate. Once the women move out of our facility they return to us for out patient treatment, which includes both group and individual drug counseling. The women are involved in our program for approximately two years.

5. During the license term I appeared on a channel 45 program called "Feedback" on three different occasions, in 1988, 1990, and 1991. In each instance I was interviewed for approximately 30 minutes about substance abuse and addiction. My discussion concentrated on the ravages caused by crack cocaine on young women who become mothers, and the devastating effect that the mother's drug addiction has on the baby. On one program we focused on the impact of drug addiction on the babies. With me on the program was: a doctor who talked the medical aspects of crack addiction on a baby; a lady from the health department who discussed the ramifications of drug use on prenatal care; and an attorney who discussed the legal aspects of drug addiction as they related to children. I discussed the psycho-social aspects of crack addiction on mothers and children. We discussed every aspect of the problem and answered questions from a studio audience.

6. Based on this experience I believe that WHFT does a much better job of covering the problems of drug addiction and how it affects young mothers and their children than any other station in the Miami area. Other stations have done stories on the problem, usually emphasizing the crack babies, with a lot of pictures. In my experience the programs on channel 45 covered the problem in much greater depth, discussed the complexity of the problem and the various medical, legal and social aspects of it. WHFT, most importantly, provided information and education about what was being done in the community to cope with the problem. Moreover, channel 45 provided information about how a viewer could get help if they were afflicted with the problem and needed help. Each time I appeared on "Feedback" my name and the telephone number of our program was flashed on the screen while I was being interviewed. I was encouraged by the host to describe what was being done to help people who were having problems with drug addiction, and to tell where to go for help if a viewer had a problem with drug addiction. The host kept asking me questions about how viewers could help and how they could get personally involved. Every so often the host or I would encourage people who needed help to call, "if a person in your house is using, please call."

7. Each time I appeared on WHFT I was surprised by the response. After my first appearance on "Feedback" there was a mad rush of people calling for help. Many people who had young women and children affected by drugs in their homes called us for help and information. Several crack addicted mothers called for

counseling, some were referred to our program, or another detox center. I received several calls from church groups who donated baby furniture and clothing for our children. We received all sorts of calls from people who wanted to volunteer to help, many of whom actually became volunteers. After one of my appearances on channel 45 an Hispanic woman who was in the studio audience met me in my office a few days later. She told me that one of the things that our program was lacking was day care, and she offered to organize a day care facility. She did, and the facility is still operating.

8. Channel 45 helps the community in other ways too. Channel 45 has a prayer line with volunteer prayer partners available 24 hours to field calls from station viewers. Sometimes these calls are from desperate people who need help. At least one young woman who came to our program called the channel 45 prayer line and was referred to us for help. As part of my job I also work with home nurses who work with the bedridden, and I also used to visit my Aunt in a Nursing Home. Many of the elderly, especially the African-American elderly, are lonely because they are without their families and sometimes are bedridden or can't leave their homes. Many of these elderly depend on channel 45 and leave their TVs on channel 45 all the time. These senior citizens seem to like the fact that most of the programming is people oriented, and that the people on WHFT programming talk to them in a positive and hopeful manner. It would cause a lot of pain to the elderly to lose channel 45.

9. I've heard people in the community discuss channel 45's outreach, and the community believes that channel 45 reaches out to a lot of people, and that their ministry reaches a lot of people.

10. I also believe that channel 45 is very important to the minority communities in the Miami area. Racial tension and separation is a big problem in our area. It seemed that every time that I participated in or watched a channel 45 program the program host and a good percentage of the participants in the program were members of minority groups. There was a great deal of obvious minority participation in the program, and the program seemed to address the needs of the minority community.

SUPPORTING DECLARATION

I, Ruther M. Carter, hereby declare under penalty of perjury of the laws of the State of Florida and the United States of America that the forgoing "Declaration of Ruther M. Carter," consisting of five (5) pages, is true and correct to the best of my knowledge and belief.

Executed this 6 day of Aug., 1993.

By: Ruther M. Carter
Ruther M. Carter

DECLARATION OF STEPHEN DALE CRONK

1. My name is Stephen Dale Cronk. I am the director of Yellow Ribbon Ministries, located at 9050 Pines Boulevard, Suite 450-6, Pembroke Pines, Florida, 33024. I am now in the process of moving, and in the next few days I will reside at 5226 SW 1016 Terrace, Cooper City, Florida, 33330.

2. I have lived in the Miami area for over a decade, and I am submitting this Declaration to provide the Federal Communications Commission with my testimony concerning the contributions to the community's welfare made by WHFT-TV, Miami, during its last license term (February 1, 1987 to February 1, 1992).

3. I am a pilot and ex-drug smuggler who has done time in prison. During the license term I was the South Florida Director of Prison Fellowship, Inc. Prison Fellowship, Inc. is a nonprofit organization that uses many ex-convicts, like myself, to minister to prison inmates. Prison Fellowship runs a number of educational, counseling and job training programs for those inmates, and provides support and counseling to the inmate when he is released.

4. I appeared as a guest on the "Praise the Lord--South Florida" program once a year in 1988 through 1991. Each time I was interviewed for one-half hour about our programs and the problems ex-cons experience trying to reintegrate into the community and to reestablish their relationships with their family. I also talked about my experience in prison, and the conversion experience that turned my life around. During each program I also tried to promote

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Reporter A. W. Sumner

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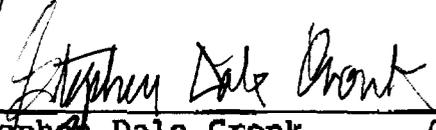
our "Project Angeltree" program. Project Angeltree is a Prison Fellowship program which provides gifts and toys to over 7000 inmates' children at Christmastime. Each time on the program I would talk about the project, what we were doing and what we needed. The name of our program and the telephone number was flashed on the screen during my appearance on the program. The program host also encouraged viewers to get involved in our program by volunteering to help.

5. I was amazed and pleased at the audience response each time I appeared on the station, as it was far greater than on the other area television station, channel 33, on which we made an appeal one year. Every year I would get calls from hundreds of people who wanted to donate gifts for the project or who wanted to help distribute them. Some called to volunteer their church to help our project. Without the response we received from WHFT viewers and the volunteers they prompted our program would have had much less success and served far fewer children than it did.

SUPPORTING DECLARATION

I, Stephen Dale Cronk, hereby declare under penalty of perjury of the laws of the State of Florida and the United States of America that the forgoing "Declaration of Stephen Dale Cronk," consisting of two (2) pages, is true and correct to the best of my knowledge and belief.

Executed this 2 day of August, 1993.


Stephen Dale Cronk
Stephen Dale Cronk
