

1 Q And that would be the WSMG that you're referring to?

2 A Yes. Yes.

3 Q The -- you refer in -- there's a rental figure here
4 for office machine, it says office rental machine.

5 A Yes.

6 Q Can you identify what that piece of equipment is?

7 A Okay. That was just to put, in case there was
8 anything that I needed. I put several items in here as a
9 surplus, basically. Copy machine, possibly a fax. If I
10 didn't want to purchase some things initially.

11 Q Okay. So that --

12 A Not necessarily a specific item, but just an item to
13 -- not knowing what I would have, what I could use and what I
14 would need at that point in time.

15 Q Okay. So did you -- did -- are -- let me ask this
16 question, did you just include the amount or did you -- were
17 you intending -- or did you check to see what it would cost to
18 rent a copier, for instance?

19 A Okay. I have rented a copier in the past and it was
20 actually less than that, so --

21 Q Okay(And, are fax machines available for rent in
22 Greenville?

23 A Yes.

24 Q Okay. And you didn't -- you didn't budget to
25 purchase either of those. Is that correct?

1 A I didn't know if I would want to purchase or whether
2 -- again if I would retain some of that equipment I had
3 already, you know, several items I had not determined as far
4 as what I would use several years down the road or whatever.

5 Q Okay. And when you say the equipment that you had
6 are you talking about --

7 A In my building, yes.

8 Q The stuff you have already. You have a copier now,
9 is that correct?

10 A Yes.

11 Q And a fax machine now?

12 A Yes.

13 Q But you didn't budget to purchase those two items.
14 Is that correct?

15 A Not at that point. But that price would certainly
16 pay for it if I budgeted two on a -- it'd be -- separately if
17 I wanted to buy them. I basically priced them to lease
18 initially.

19 Q Okay. Okay. With respect to telephone service,
20 does the figures that you included in here also include
21 installation of the telephone lines? Or is it strictly for
22 service?

23 A That's service and some installation. The telephone
24 would not be that much, probably, initially. So, I factored
25 in, you know, some of the installation.

1 Q The --

2 A I had phones in both -- I really would not have to
3 install that many more telephones. I already have phone
4 service at my building.

5 Q Okay. So you got phone service to the buildings and
6 you wouldn't have to install it?

7 A And, I really wouldn't have to install, yes.

8 Q Okay. What about the -- would you have phone lines
9 at the transmitter site?

10 A More than likely.

11 Q Okay. So you would have installation costs for
12 that?

13 A Yes.

14 Q So you wouldn't have any -- would you have any
15 additional lines installed in the building? -- is what I mean.

16 A I have several -- probably not.

17 Q Okay. And the basic line charges would be the same
18 each month, would they not?

19 A Yes.

20 Q So the difference between the first month and the
21 second month is that -- is the first month assumed to be the
22 basic line charge and is the second month --

23 A Well, basically, it wouldn't be a cost, you know,
24 the first month. It usually takes thirty to forty-five days
25 on a billing cycle so I based a lot of it on a billing cycle

1 | that if you put something in this month you get a bill late in
2 | the following month or even the following month so all that
3 | would not be needed this month.

4 | Q Okay. So you -- Any installation charges would be
5 | incurred on or before the first month as opposed to the second
6 | or third month?

7 | A Any charges? No, I wouldn't think so.

8 | Q Installation charges?

9 | A No, I wouldn't think so. I think it would probably
10 | be --

11 | Q They would not bill it for sixty to ninety days?

12 | A Well, based on the fact I already have phone
13 | service, I'd say no. Somebody starting out new, I think that
14 | you could do it. But, the fact that I've had phone service
15 | for many years there, that would not be the case.

16 | Q The figures that you have here for operating don't
17 | include the rental of phone equipment, do they?

18 | A No.

19 | Q You didn't budget in your construction costs for the
20 | purchase of phone equipment, I don't believe, did you?

21 | A I already have phone equipment. Don't need it.

22 | Q Is -- are -- are you referring to phones that are
23 | used in the operation of the AM station?

24 | A Yes, yes.

25 | Q Okay. You've budgeted for health insurance here and

1 I -- the question I have about that is that -- would that --
2 is that intended to cover all of the employees of the station
3 or only certain employees or --

4 A I budgeted for it but I probably would not use it
5 because my general practice is for any employee, I do not pay
6 any insurance for at least ninety days, so that's one area
7 that I would not use. I put that in there just in case. But,
8 personally, I would already have the insurance, but I would
9 not pay for anybody else's insurance until they have been
10 employed at least ninety days and maybe hundred and twenty
11 days. That's been my general practice.

12 Q So, you're -- you're insurance is something you have
13 personally and separately and not through the business? Is
14 that correct?

15 A Yes.

16 Q Okay. And, so since you would be -- you're saying
17 since you would be hiring new people, you would be -- you
18 wouldn't provide that until the end of ninety days?

19 A At least, yes.

20 Q The business insurance, the next item, you indicate
21 that is -- that covers what, the equipment and liability and
22 so forth?

23 A Right.

24 Q Does it include tower insurance?

25 A Yes. As a matter of fact, that figure up there is a

1 | little more than I'm paying now on my AM so that figure is
2 | probably high.

3 | Q The -- you have down here four announcers, and it
4 | says part time?

5 | A Yes.

6 | Q How many hours a week are you anticipating having
7 | those announcers work?

8 | A It'd be hard to anticipate that until everything
9 | else is done, but my part time people now are probably working
10 | ten to fifteen hours a week. So it's based pretty much on
11 | what I'm doing at this point in time.

12 | Q Okay. So you think -- you think these four people
13 | will work somewhere between ten and -- you say fifteen hours a
14 | week?

15 | A Possibly. It really just -- that would not be
16 | determined because depending on the exact kind of equipment I
17 | put at the station. It's possible I wouldn't use any part
18 | time people. But again, I anticipate it based on what I was
19 | doing at that particular time.

20 | Q Okay, well, that's what we're talking about. I'm --
21 | I'm sorry I haven't been clear about that. You -- at the time
22 | you budgeted for employees in preparation of your cost
23 | estimates, that was in December '91, first in January '91,
24 | right?

25 | A Yes. Um-hum.

1 Q When you filed your -- '92, I'm sorry, January of
2 '92, when you filed your application. And, at that time, you
3 prepared a budget for four part time employees. Right?

4 A Yes.

5 Q Okay. And my question is -- has to do with how --
6 as to the number of hours those people are working. You have,
7 about four full time employees, you budgeted for four full
8 time employees.

9 A Yes. Um-hum.

10 Q And, one of those is indicated to be an announcer.

11 A Yes.

12 Q News director.

13 A Yes.

14 Q News director. And I'm -- I'm questioning the other
15 four in terms of the number of hours those people would work,
16 and you're telling me they would only work ten to fifteen
17 hours a week.

18 A Right.

19 Q Okay. Well, how -- how will you -- haven't you
20 indicated that you're going to operate this station twenty
21 four hours a day, seven days a week?

22 A Yes. I also indicated I have automation that you
23 don't need announcers for automation.

24 Q So -- so ten or fifteen hours a week is a total that
25 you propose to use on that.

1 A That would be the maximum, yes.

2 Q Okay. What do you -- do you not anticipate having
3 -- having an operator on duty at the station during the time
4 you're automated?

5 A Yes. Or, if not, we'll probably use an engineering
6 service which also is in there. In this budget.

7 Q An engineering service. Is this what you're
8 referring to here below that where it says engineering
9 service?

10 A Yes.

11 Q Okay. And what would the engineer service do?

12 A They monitor.

13 Q Okay. So they would monitor the station.

14 A Yes. Oh, there's also, now, equipment that you can
15 purchase that you don't have to have a person there at all.

16 Q But when you prepared the budget, you budgeted to
17 have -- this service?

18 A Yes, yes.

19 Q And would that be like in the evening, at night or
20 something of that sort?

21 A Yes. It could be anytime after 6 o'clock.

22 Q Okay. Are you proposing to use any type of
23 satellite automation for the station?

24 A No.

25 Q So, it's a self contained automation system in the

1 station?

2 A Yes.

3 Q The -- you didn't -- you didn't budget for the
4 purchase of any computers for use in the station, did you?

5 A I don't think at that point in time I had a -- I had
6 a separate computer in my house so I really did not, no.

7 Q So, you -- you have -- I presume that the automation
8 system has it's own computer or --

9 A This bigger system did not. Now there's -- there's
10 -- since then there's a whole lot better systems that are
11 probably even as economical and better, but this particular
12 system did not have a computer with it, no.

13 Q That's, let's see, that's the IGM?

14 A Yes.

15 Q Okay. But the other one which I think is listed in
16 Mr. Mertz's -

17 A That's probably a better system since -- making
18 changes 1991.

19 Q Right. But the IGM require a separate computer, is
20 that what you're saying?

21 A No. No. The IGM was on a card system that you load
22 in a, you know, you load of it.

23 Q Okay.

24 A It's, you know, it's prehistoric, now, I guess.

25 Q It was some kind of a system where you'd put a bunch

1 of cards in and then it would play those over a period of
2 time.

3 A Right. With a controller, yes.

4 Q I see. And, would -- did it require anyone to be on
5 duty to operate it?

6 A No.

7 Q You have at your AM station, you have a production
8 studio. Is that correct?

9 A Correct.

10 Q You haven't budgeted for a production studio for the
11 FM. Is that correct?

12 A With the equipment that I have on hand -- I do not
13 need to no.

14 Q What equipment are you referring to?

15 A I had the other production equipment that was my own
16 equipment that I didn't budget for that.

17 Q Are you talking -- are you talking about the
18 equipment that you -- we discussed at you deposition, the reel
19 to reel recorder and cassettes and CD players that you had on
20 hand?

21 A Um-hum. Yes. Um-hum.

22 Q Okay. You didn't -- in that discussion, you didn't
23 indicate that you had any -- any board, or -- or mixing
24 console. Is that correct?

25 A I don't know whether I indicated, but I have -- I

1 have several mixers of my own mixer boards I can use, yeah.

2 Q Okay. You have -- you have several, you say?

3 A Yeah.

4 Q And these are not being used in the operation of the
5 AM station?

6 A No. I bought several -- I bought some equipment at
7 auction that I had bought and stored away, so I've been
8 acquiring some equipment that most likely could be used
9 whenever we build.

10 Q Okay. Now, did you have the console that you're
11 referring to on hand --

12 A It's not really a console. It's a small mixer that
13 could be used.

14 Q Okay. A mixer. Is it a stereo or mono mixer?

15 A No, this one -- I have one of each.

16 Q Okay. At -- at the -- at your deposition I was
17 asking in regarding to equipment that you had as of January 1,
18 1992. Did you had the stereo mixer at that time?

19 A I'm not sure when I acquired that one.

20 Q What about the mono mixer?

21 A Yes. For sure.

22 Q How many channels is it?

23 A It's four channels. The other one's six channels.

24 Q The program sources that you're proposing to use are
25 all stereo, are they not. The card machines and the

1 | turntables and cassettes players and CD players?

2 | A Yes. But your production does not necessarily have
3 | to be stereo. At one station that I worked for it was stereo,
4 | but, well, the production and even microphones were mono for
5 | past -- so there's, you know, some of that is not determined
6 | at this point in time.

7 | Q I'm sorry, I didn't understand. You said something
8 | about microphones. Microphones are normally mono, right?

9 | A Right. And even, in some stations use mono
10 | equipment for production work for the -- for the commercials
11 | or whatever, it just depends on how you want to do it.

12 | Q So, you would -- you would be intending to use -- to
13 | do mono production for broadcasting stereo station?

14 | A I could do that, If I so desire.

15 | Q Is that what you budgeted for at the time you
16 | prepared and filed your application?

17 | A I didn't really -- that really wasn't budgeted as
18 | far as the -- that particular piece of equipment. It was
19 | budgeted for stereo.

20 | Q Well, it was left off -- you didn't -- you didn't
21 | put -- you didn't itemize on your construction cost the cost
22 | for buying one because you had one on hand, right?

23 | A Right.

24 | Q And it was mono, right?

25 | A One was mono, yes.

1 Q The one you had on hand at that time was mono.

2 A Okay. But, I don't know if -- I'm not sure I had
3 when I had the other one on hand. And also, one thing I
4 should mention, with a -- using automation, the control board
5 you use, you can also use that for production.

6 Q The automation system doesn't run through the
7 control board?

8 A Well, you've got several channels. But, you can --
9 there's times that you can use it for -- you can bypass the --
10 the board and use it for -- if you need to.

11 Q The board that you have proposed originally was a
12 four channel board. Is that correct? The BNE?

13 A I believe that's correct.

14 Q And the one in Mr. Mertz's proposal, the RAMSA is an
15 eight channel. Is that correct?

16 A Yes.

17 Q But the RAMSA only has two stereo input. Is that
18 correct?

19 A I don't know about that. That's equipment that Mr.
20 Mertz has found.

21 Q I'll come back to that in a minute.

22 A Okay.

23 Q I won't waste the time looking for it. In the event
24 your FM application is granted and so that you divest you AM
25 station, you do indicate that the good will you developed on

1 | the AM station would carry over the FM. Is that correct?

2 | A Yes.

3 | Q And, you've testified regarding the -- the fact that
4 | you have telephone equipment installed at your -- that you
5 | didn't budget for telephone equipment or the installation of
6 | telephone equipment at the studio because you already have
7 | that installed in the building which you own, which currently
8 | is the studio that's for WSMG. Is that correct?

9 | A Correct. Correct.

10 | Q Okay. And you also testified that -- that the --
11 | that the generator -- the generator -- the converter generator
12 | you have -- I think in your deposition you indicated that that
13 | generator goes with the building. Is that correct?

14 | A I use it for the building.

15 | Q And -- and, so, I wasn't clear from your earlier
16 | deposition and I didn't ask you this in your most recent
17 | deposition, but is it your intention then to use -- are you
18 | intending to use the building that you have now, that you own,
19 | for the FM -- in other words, to sell the AM assets off such
20 | that the person buying them -- if I bought them, that I would
21 | simply go and find myself a new studio and acquire your
22 | assets.

23 | A Or a person could stay there if they so desire. But
24 | --

25 | Q You're saying that they could -- you could run both

1 stations out of the studio building that you have?

2 A Yeah there's two floors, yes.

3 Q So you could lease part of the space to the -- for
4 the AM to continue and use the other part for the FM?

5 A Yes. We just run the AM out of one side of the
6 building anyway. We've only used the extra space recently.

7 Q That may have been the basis of my confusion from
8 your earlier deposition because you were -- I wasn't clear as
9 to whether you had -- I was asking whether you would sell the
10 building with the AM station and really the question should be
11 whether you're planning on operating both or one out of that
12 location.

13 A Well, they easily could be operated out of it.

14 Q Okay. So it will be up to whoever buys the AM as to
15 whether they want to stay there or not?

16 A Yes.

17 Q Whether they're willing to pay you sufficiently.

18 A Right. Exactly.

19 Q Okay. This is a -- Mr. Bryan I'd like to show you a
20 copy. This is a -- accounts --.

21 MR. CARR: What are you showing him, this?

22 MR. BRADY: Yeah. I -- I'd asked him a question
23 about it not yet.

24 MR. CARR: This is a piece of equipment that's in
25 Mr. Mertz's testimony. I'm not sure why he's asking Mr. Bryan

1 about this piece of equipment.

2 BY MR. BRADY:

3 Q Well, have you already seen the catalog?

4 A No, I haven't.

5 Q Okay. That's fine. That's fine. I'll just ask --
6 That's fine. Mr. Bryan, if you operate your -- as you were
7 indicating, if you operate your studio from the FM station at
8 your current studio location, you will need to install some
9 type of an antenna, will you not, for your STL dish?

10 A I already have an antenna set up.

11 Q A tower is what I --

12 A Yeah, a tower. There's a tower already there.

13 Q Okay. How tall is the tower that -- that's on top
14 of -- is it on the side of your building or --

15 A It's beside it. I think it's -- I'm going to say
16 thirty or forty feet high. I'm not sure which. Probably
17 thirty.

18 Q So you have that already. And -- and you -- is
19 there anything on that tower, now?

20 A Yes. There's one short wave antenna.

21 Q But you don't foresee any problem in mounting your -
22 -your STL dish on that?

23 A No.

24 Q Have you investigated with an engineer the question
25 of whether or not you can get a line of sight from that -- the

1 top of that tower to your transmitting tower?

2 A I have not. But I also have a repeater set up that
3 I know I can repeat from another area so one way or the other

4 --

5 Q A repeater. What kind of repeater is it?

6 A Short wave repeater.

7 Q Short wave?

8 A Yeah.

9 Q Okay.

10 A Now, what I mean is I already have a tower site in
11 an area that I'm already leasing that I can use if need be.

12 Q Okay. Let me -- let me -- okay. You have -- okay
13 -- you have a repeater and it's on the top of the tower.

14 A Right.

15 Q And you're leasing space on the tower for the
16 repeater.

17 A Right. I own the tower. I have a space. I have
18 space lease where I have a tower that I use as a repeater now,
19 so if I need to add a loop or whatever, I've got, I can do
20 that off of that tower.

21 Q Okay. Did you state that you own the tower or that
22 you lease it?

23 A I own the tower.

24 Q You do own the tower?

25 A Um-hum.

1 Q Okay. And so you -- when you say you lease, you're
2 leasing to other people on the tower.

3 A No. I'm leasing the -- I own the tower. The tower
4 is mine and I'm leasing the space --

5 Q So what you're saying is you can put whatever you
6 want on the tower because you lease the ground beneath it.

7 A Correct, correct.

8 Q Okay. And that -- you're saying that that is that
9 would then -- you -- you could shoot from your studio at that
10 location and then you would have line of sight to your tower?

11 A Yeah. Oh, yeah. It's one of the highest sites in
12 the city of Greenville. It'll also check telephone prices so
13 if I have to use telephone line, I've got prices on that for
14 stereo both ways, so, and that price was well within my budget
15 also.

16 Q The -- so -- so what -- so what you're telling me
17 now is that on this -- make this tower, you would not have to
18 pay any additional rent to use that location. It's available
19 to you.

20 A No. I'm already paying rent.

21 Q So all you would need to do is install whatever
22 equipment was necessary to make that --? Is that correct?

23 A Right. Correct.

24 Q Okay. Your Honor, I'd like to -- I've previously
25 had -- or previously had marked a number of exhibits. I'd

1 | like to hand these to the court -- two copies of each of these
2 | to the court reporter and then I'd like to move admission of
3 | Exhibit -- SBH Exhibits 9 through 15, which are the exhibits
4 | that I've questioned Mr. Bryan with respect to.

5 | JUDGE FRYSIAK: Any objections Mr. Carr?

6 | MR. BRADY: He's looking at them, I think, Your
7 | Honor.

8 | MR. CARR: Just refreshing myself, Your Honor.

9 | MR. BRADY: Your Honor would it be a good time to
10 | take a break and give Mr. Carr an opportunity to look at the
11 | -- or whatever.

12 | JUDGE FRYSIAK: How much more do you have?

13 | MR. BRADY: I just, I just -- well, it won't take me
14 | but five seconds. I just need to confer with my client and I
15 | can do that while he's looking at them, and I think we'll be
16 | done with Mr. Bryan then, as far as -- as far as my cross is
17 | concerned. I just want to check with my client and see if
18 | there's anything I haven't covered.

19 | JUDGE FRYSIAK: Well, I want to break for lunch.

20 | MR. BRADY: That's okay, we don't need a break. We
21 | -- we -- I think we can handle this. I'm sorry.

22 | MR. CARR: I have no objection, Your Honor.

23 | JUDGE FRYSIAK: All right. I will receive 9 through
24 | 15.

25 | (Whereupon, the documents referred to

1 as SBH Exhibits Numbered 9 through 15
2 were received into evidence.)

3 MR. BRADY: Your Honor, I have no further cross
4 examination.

5 JUDGE FRYSIAK: Let's take that lunch break, okay.

6 MR. CARR: What time should we resume, Your Honor.

7 JUDGE FRYSIAK: An hour. Is that sufficient amount
8 of time?

9 MR. BRADY: That's fine with us, Your Honor.

10 JUDGE FRYSIAK: Twenty after one.

11 Whereupon, the hearing recessed at 12:16 and
12 reconvened at 1:22 p.m.)

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1 AFTERNOON SESSION

2 JUDGE FRYSIAK: We're back on the record. Mr. Carr?

3 MR. CARR: Yes, sir. I just had a couple of
4 questions for Mr. Bryan.

5 CROSS EXAMINATION

6 BY MR. CARR:

7 Q Mr. Bryan --

8 MR. CARR: Mr. Brady, do you have Number 9, there
9 in front of you, which is the engineering statement from
10 Cavell Engineering?

11 JUDGE FRYSIAK: Your exhibit 9 or --

12 MR. CARR: No, no. SBH 9. I believe you took
13 that.

14 MR. BRADY: Oh, oh. I'll provide that. I have it
15 here.

16 MR. CARR: Okay. Thank you.

17 CROSS EXAMINATION

18 BY MR. CARR:

19 Q Okay. Now, you were asked a question as to whether
20 or not you had had discussions with Mr. Lysiak about the
21 number of bays that would be used in the antenna. Do you
22 recall that?

23 A Yes. Um-hum.

24 Q Now, when you were preparing your budget -- the
25 application was being prepared -- back in November, December,

1 1991, had you had any discussions with Mr. Lysiak about the
2 number of bays that would be in the proposed antenna?

3 A No.

4 Q Did Mr. Lysiak ever tell you at that time that he
5 would recommend four bays?

6 A No.

7 Q Is this statement, SBH Number 9, the first time that
8 you were aware of that recommendation?

9 A Yes.

10 Q Which -- and this is March of 1994?

11 A Yes.

12 Q Thank you. Now, you also were shown the SBH Number
13 10, which is that lien document.

14 A Yes, I've got that.

15 Q And, and that second page of it there's a collateral
16 description. It's a list of all the equipment on which the
17 bank has a lien.

18 A Yes.

19 Q See that there?

20 A Yes.

21 Q And, let me ask you this question. If the AM
22 station were sold and some of the equipment that is shown on
23 that list was -- did not go to the new owner, what would
24 happen to that equipment?

25 A It would be added to the lien of the new FM station.

1 Q In other words you would transfer it to the FM
2 station?

3 A Yes.

4 Q And the lien would apply there?

5 A Right.

6 Q And, you were asked questions about -- on your -- on
7 your operating budget, which is SBH 15, your operating
8 budget, about -- and you were specifically asked under the
9 programming section there about the number of part time
10 announcers that you were going to have.

11 A Right.

12 Q Do you see that there?

13 A I don't think I've got 15 either.

14 MR. CARR: --

15 MR. BRADY: --

16 BY MR. CARR:

17 Q Now, do you recall that under document production,
18 that you receive a copy of the SBH budget?

19 A I do.

20 Q Do you recall how many announcers SBH proposed?

21 A I believe they proposed two part-time and two full
22 time.

23 Q Okay. And do you recall the three months operating
24 total that was proposed by SBH. How does that -- how did that
25 total for three months of operation compare with your total?

1 MR. BRADY: Your Honor, I object to that question.
2 I don't know how that's relevant.

3 JUDGE FRYSIK: I'm curious to know myself but I'll
4 overrule your objection.

5 MR. BRADY: Okay.

6 BY MR. CARR:

7 Q Did you get the question?

8 A Yes. My budget was approximately \$11,000 higher
9 than their budget was for operating expenses for the three
10 months.

11 Q All right. Thank you. I have no further questions,
12 Your Honor.

13 MR. BRADY: I just have a couple and that is it.

14 BY MR. BRADY:

15 Q Mr. Bryan, regarding the questions Mr. -- Mr. Carr
16 asked you regarding the equipment and what would happen with
17 the equipment if the AM station was sold, the -- it's true, is
18 it not, that the -- the price you would be likely to get for
19 the AM would be impacted by the amount of equipment that you
20 sold with it, to some degree?

21 A Probably very little. Most radio station equipment
22 is not really that valuable. More is based on your business.
23 Your actual sales figure for the previous years. The
24 equipment is not worth all that much.

25 Q Okay. But the -- but to the extent that you -- I

1 presume then -- then what you're saying is that you wouldn't
2 be talking about that much equipment that it would have a
3 substantial impact on the amount of equipment that was sold.
4 Is that what you're saying? Or are you saying that they
5 wouldn't care?

6 A I'm saying you probably wouldn't base the price
7 pretty much on equipment, it would be more on the established
8 business and the good will of the station.

9 Q But if the -- if the station was being sold with
10 just transmitting equipment and not studio equipment, you
11 don't believe that would have any impact on the price?

12 A Very little. Someone might want new equipment that
13 operated totally different from what he had been operating.

14 Q You testified regarding your recollection of
15 reviewing the number of full and part time announcers at SBH
16 you proposed -- the -- are you certain about the two part time
17 and two full time?

18 JUDGE FRYSIK: What do you mean he's certain about?

19 MR. BRADY: Is he certain that that was what was
20 proposed? His answer seemed to indicate, Your Honor, that he
21 might, he might not be absolutely certain.

22 MR. BRYAN: No, I'm sure that's based on the budget
23 I've seen, yes.

24 MR. BRADY: Okay.

25 BY MR. BRADY: