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BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In re Applications of)	MM Docket No. 93-94
)	
Scripps Howard Broadcasting Company)	FCC File No. BRCT-910603KX
)	
For Renewal of License of Station WMAR-TV, Baltimore, Maryland)	
)	
and)	
)	
Four Jacks Broadcasting, Inc.)	FCC File No. BPCT-910903KE
)	
For a Construction Permit)	
For a New Television Facility on Channel 2 in Baltimore, Maryland)	

TO: The Honorable Richard L. Sippel
Presiding Administrative Law Judge

STIPULATION

Scripps Howard Broadcasting Company and Four Jacks Broadcasting, Inc., by their respective attorneys, agree and stipulate that the following documents, attached as exhibits hereto, are authentic business or tax records of the entity or entities identified therein, that the signatures contained therein are genuine, and that the documents are what they purport to be:

1. The Corporate Tax Returns of Sinclair Broadcast Group Inc. and its subsidiaries, Schedule E for years 1991 and 1992;
2. Unemployment Insurance Tax Forms of Sinclair Broadcast Group, Inc., for years 1991, 1992, and 1993;

Federal Communications Commission

Docket No. 9399 Exhibit No. 40

Presented by Scipps Howard

Disposition { Identified 9/12/94
Received 9/12/94
Rejected _____

Reporter J. McNeil

Date 9/12/94

3. Federal W-2 Tax Forms for Frederick G. Smith for years 1991, 1992, and 1993;
4. Federal W-2 Tax Forms for Robert E. Smith for years 1991, 1992, and 1993;
5. Federal W-2 Tax Forms for David D. Smith for years 1991, 1992, and 1993;
6. Federal W-4 Tax Withholding Form for Frederick G. Smith, dated July 1, 1990;
7. Federal W-4 Tax Withholding Form for Robert E. Smith, dated October 16, 1992;
8. Federal W-4 Tax Withholding Form for David D. Smith, dated July 9, 1984;
9. Employee's Maryland Withholding Certificate of Frederick G. Smith, dated July 5, 1990;
10. Employee's Maryland Withholding Certificate of Robert E. Smith, dated June 9, 1986;
11. Annual Return/Report of Employee Benefit Plan, Sinclair Broadcast Group, Inc. for years 1991, 1992, and 1993;
12. Sinclair Broadcast Group, Inc., Summary of Transactions by Source, Account: Trust Fund, for years 1991, 1992, and 1993, selected excerpted pages relating to David, Robert and Frederick Smith;
13. Autopay Payroll Registers of Sinclair Broadcast Group, Inc. for 1991, 1992, and 1993, selected excerpted pages relating to David, Robert and Frederick Smith;
14. Sinclair Broadcast Group, Inc. filing with the Securities and Exchange Commission, dated September 28, 1993;
15. Sinclair Broadcast Group, Inc. filing with the Securities and Exchange Commission, dated November 9, 1993;
16. Sinclair Broadcast Group, Inc. filing with the Securities and Exchange Commission, dated December 2, 1993 (selected pages);
17. Sinclair Broadcast Group, Inc. filing with the Securities and Exchange Commission, dated December 6, 1993;
18. Sinclair Broadcast Group, Inc. filing with the Securities and Exchange Commission, dated March 30, 1994;
19. Check of Robert E. Smith to Sinclair Broadcast Group, Inc., dated September 27, 1993, for loan repayment;
20. Promissory Note of Robert E. Smith, dated January 1, 1991;
21. Addendum to Promissory Note of Robert E. Smith, dated June 1, 1992;
22. Promissory Note of Robert E. Smith, dated May 26, 1993;

23. Check of David D. Smith to Sinclair Broadcast Group, Inc., dated September 26, 1993, for loan repayment;
24. Promissory Note of David D. Smith, dated June 1, 1992;
25. Minutes of Board of Directors' Meeting of Sinclair Broadcast Group, Inc., dated September 20, 1993;
26. Minutes of Board of Directors' Meeting of Sinclair Broadcast Group, Inc., dated September 17, 1992;
27. Minutes of Annual Meeting of the Stockholders of Sinclair Broadcast Group, Inc., dated February 2, 1993;
28. Sinclair Broadcast Group, Inc., 401(K) Profit Sharing Plan and Trust, Summary Plan Description;
29. Sinclair Broadcast Group, Inc., Officers Only, Long Term Disability Income Plan;
30. For the Employees Enrolled in the Sinclair Broadcast Group, Inc. Employee Benefit Plan, Your Health Care Benefits, High;
31. Sinclair Broadcast Group, Inc., Your Group Insurance Benefits;
32. First Health Invoice for Sinclair Broadcast Group, Inc., dated May 7, 1994;
33. Annual EEO Report on behalf of Sinclair Broadcast Group, Inc., Headquarters Unit, filed with the Federal Communications Commission on May 31, 1991.
34. A redacted version of Time Brokerage Agreement, By and Between Chesapeake Television, Inc. and BVC Communications, Inc., dated May 24, 1994.

The parties also agree and stipulate to the following facts relating to the above identified documents:

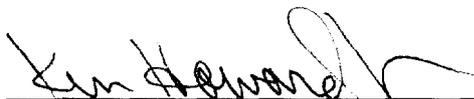
- A. During 1991 through 1993, the Four Jacks Principals (the "Principals") participated in each of the Sinclair Broadcast Group, Inc. benefit plans identified in documents 29, 30, and 31 above.
- B. During 1991 through 1993, the Principals participated in the Sinclair Broadcast Group, Inc. 401K plan identified in documents 11, 12, and 28.
- C. During 1991 through 1993, the Principals participated in the Sinclair Broadcast Group, Inc. benefit plans ^{601K} or plans administered by First Health, referred to in document 32 above.

By entering into this stipulation, Scripps Howard does not waive its right to cross-examine the three Four Jacks principals regarding the content of these documents.

Respectfully submitted,

SCRIPPS HOWARD
BROADCASTING COMPANY

BAKER & HOSTETLER
1050 Connecticut Ave., N.W.
Washington, D.C. 20036
(202) 861-1584

By: 
Kenneth C. Howard, Jr.
Leonard C. Greenebaum
Sean H. Lane

FISHER, WAYLAND, COOPER
AND LEADER
2001 Pennsylvania Ave., N.W.
Suite 400
Washington, D.C. 20006
(202) 659-3494

FOUR JACKS BROADCASTING, INC.
By: 
Martin R. Leader
Kathryn R. Schmeltzer
Gregory L. Masters

Dated: September 12, 1994