

Annexed hereto as Exhibit 2 is the Declaration of Willard A. Saltzgeber, who is the General Manager of WTWB-TV. Mr. Saltzgeber therein demonstrates a multitude of reasons why the City of Jeannette is autonomous from the City of Pittsburgh and is not interdependent with Pittsburgh, even though both communities are in the same Urbanized Area.

As is demonstrated in Mr. Saltzgeber's annexed Declaration, Jeannette has a Mayor (Mayor Michael Salvatore) and a four-member City Council⁹, as well as its own police and fire departments, its own zoning and planning commission, and its own local public transportation system (consisting of buses and cabs). In addition, Jeannette has its own garbage collection facilities and its own zip code. Jeannette has its own newspaper, a weekly (The Jeannette Spirit); there is also one local AM radio station licensed to Jeannette (WBCW(AM)), a news and talk station operating with 1,000 Watts daytime and 250 Watts nighttime, according to the 1996 Broadcasting & Cable Yearbook (page B-357). See Exhibit 2, infra, at 1.

Jeannette has its own medical facilities in the community. Jeannette has two hospitals (Jeannette District Memorial Hospital and Monsour Medical Center) which together have 348 beds and employ the aggregate approximately 1,375 individuals. Moreover, Jeannette has 36 doctors and 11 dentists. Jeannette has its own religious institutions; 16 Protestant churches and two Catholic churches are located in Jeannette. In addition, Jeannette has its own local recreational facilities consisting of three parks, as well as tennis, swimming, roller skating and bowling facilities and various local neighborhood clubs. See Exhibit 2, infra, at 2.

Jeannette, Pennsylvania, has one elementary school with an enrollment of 762 students, one junior high of middle school with an enrollment of 374 students, one high school with an

⁹ The members of the Jeannette City Council are the following: James Solomon, Edward Singer, Donald Japalucci, and James Brooks.

enrollment of 442 students, and two private and parochial schools with an enrollment of 236 students. Jeannette has its own School District (Jeannette City School District), governing a total student enrollment of 1,737 students. The Jeannette City School District has 98 professional employees and 61 non-professional employees. See Exhibit 2, infra, at 2.

Apart from professionals, the workforce in the Jeannette area is a largely composed of a mixture of skilled, semi-skilled, and unskilled laborers. Major employers in Jeannette are the following: Elliott Turbo Machinery, Inc. (employing 1,350 individuals); Jeannette District Memorial Hospital (employing 755 individuals); Monsour Medical Center (employing 620 individuals); West Penn Power Company (employing 1,178 individuals); and Gencorp Polymer Products (employing 300 individuals). Jeannette does not have its own local telephone directory; Jeannette, however, does have its own sewage disposal facilities. In addition, Jeannette has its own local public library. See Exhibit 2, infra, at 2-3. The City of Jeannette also has numerous commercial establishments. Annexed as Attachment 1 to Mr. Saltzgeber's Declaration (Exhibit 2, infra) is a computer print-out obtained from the Office of the City Treasurer of the City of Jeannette, Pennsylvania; that print-out lists in excess of 250 commercial businesses within the City of Jeannette.

As is noted by Mr. Saltzgeber, in his annexed Declaration, Jeannette and Pittsburgh may, conceivably, be in the same advertising market with respect to prospective regional advertisers, who may choose to advertise on Pittsburgh radio and television stations and in Pittsburgh newspapers to reach the areas outside of Pittsburgh via "spill-over" effect into those areas. Id. at 3. However, as noted by Mr. Saltzgeber, Jeannette is certainly not within the same advertising market as Pittsburgh insofar as local advertising from advertisers in the Jeannette area are

concerned. Mr. Saltzgeber notes that those local advertisers have no need or interest to advertise in the Pittsburgh media and to spend added sums reaching the entire Pittsburgh market when they could very well cover the Jeannette area with less expensive advertising on local media in Jeannette, such as the local radio station in the city (WBCW(AM)) or the local Jeannette newspaper (The Jeannette Spirit). Id. at 3.

Mr. Saltzgeber further notes in his annexed Declaration that he has had occasion to speak to various community leaders in Jeannette and with residents of Jeannette and he has been advised by them that they perceive Jeannette as being a substantial, distinct and separate community deserving of a first local television service rather than as a mere appendage of Pittsburgh. Id. At 4.

Based on all the foregoing facts, the City of Jeannette, Pennsylvania, is not interdependent with Pittsburgh. Rather, the facts set forth above clearly demonstrate that Jeannette is a substantial and autonomous city apart from Pittsburgh which is deserving of a preference for a first local television service. Granting such a preference for first local service to Jeannette would be fully consistent with established Commission precedent. See Bessemer and Tuscaloosa Alabama, supra, Clovis and Madera, California, supra; Amendment of the Commission's Rules Regarding Modification of the FM and TV Authorizations to Specify a New Community Of License, supra; 5 FCC Rcd 7094, 7096-99 (1990). In this regard, it should be noted that the Commission has recognized that the television allotment priorities are to be applied in a "more flexible fashion" than the FM allotment priorities "... due to the recognition that television is a more regional service." Amendment of the Commission's Rules Regarding Modification of FM and TV Authorizations to Specify a New Community of License, supra, 5

FCC Rcd at 7098-99 n.4; Cleveland Television Corp., 91 FCC 2d 1129 (Rev. Bd. 1982), reviewed denied (Order, _____ FCC 2d __ (released May 18, 1983), aff'd sub nom. , Cleveland Television Corp. v. FCC, 732 F.2d 962, D.C. Cir. 1984). This added flexibility in applying the television allotment priorities particularly warrants grant to the City of Jeannette of a preference for first local television service in this case.

D. The Allocations Branch Erroneously Refused To Consider The Future Viability of WTWB-TV As Part Of Its Public Interest Determination

The Staff Ruling in this case cites to its own staff ruling in Appleton, New London and Suring, Wisconsin, supra, 10 FCC Rcd 7712 (Allocations Branch, Policy and Rules Division, Mass Media Bureau, 1995), for the proposition that:

“... there is no provision in the Commission’s decision adopting the change of community rules to have allegations of economic hardship considered in determining whether the proposed reallocation would result in a preferential arrangement of allotments.”

Staff Ruling at 1.

Although the Allocations Branch ruling in Appleton did in fact contain language to this effect, the fact remains that where, as here, a proponent of a community of license change is not merely alleging economic hardship, but, rather, showing that the station in question cannot survive and remain viable as an over-the-air broadcast service to the public unless the channel reallocation is effectuated, the issue clearly impacts on allocation priorities and policies under Section 307(b) of the Communications Act. VTG is not requesting the reallocation of Channel 19 from Johnstown to Jeannette, Pennsylvania, solely to achieve or maintain any given level of profitability or solely because of any economic hardship to VTG itself. Rather, as shown above, VTG is seeking the change in community of license for WTWB-TV, with no corresponding change in the station’s

technical facilities, so as to assure that WTWB-TV can and will remain operational and provide public service programming to the public and will not once again face bankruptcy and demise.¹⁰

Importantly, the conclusions of the Allocations Branch in its Staff Ruling and in its Appleton ruling with respect to the issue of WTWB-TV's viability as a functioning over-the-air broadcast service are contrary to established Commission precedent. In Ardmore, Oklahoma and Sherman, Texas, 7 FCC Rcd 4846 (1992), the full Commission granted the proposal of KXII(TV) to reallocate UHF Channel 23 from Ardmore, Oklahoma to Sherman, Texas, and to modify the station's community of license based on, inter alia the following factors:

1. The station successfully argued that the reallocation would be a significant factor in the station's economic survival since Sherman would provide a stronger unique base than Ardmore;
2. There would be no change in the technical facilities of the television station;
3. The station placed a city-grade signal over both Sherman and Ardmore, and, as a practical matter, the citizens of both communities would continue to receive the same level of service from the television station after the proposed change of community of license; and
4. The allotment of the channel to the new community would serve the Commission's television channel allotment priorities and policies better than maintaining the channel allotment in the old community.

Significantly, the circumstances in the present case meet these criteria as well.¹¹

III. Conclusion

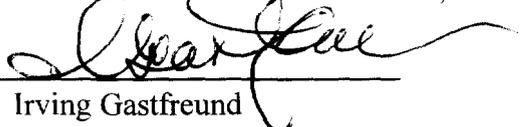
¹⁰ As was shown in VTG's Petition For Rulemaking, the Commission's allocation of a VHF drop-in channel (Channel 8) into the Johnstown market created unique problems in terms of the survivability of UHF Television Station WTWB-TV.

¹¹ Indeed, in the present case, the proposed change in community of license would not result in the elimination of Johnstown's only television station; even though the channel change in Ardmore, Oklahoma and Sherman, Texas resulted in elimination of Ardmore's only operating local television transmission service, the full Commission nonetheless granted the change in community of license. Id., 7 FCC Rcd 4846 (1992).

In light of all the foregoing, the Allocations Branch erred, in its Staff Ruling in this case, in dismissing VTG's Petition For Rulemaking as unacceptable. Accordingly, it is respectfully requested that the Mass Media Bureau expeditiously vacate the Staff Ruling in this case and promptly issue a Notice of Proposed Rule Making proposing to reallocate Channel 19 from Johnstown, Pennsylvania, to Jeannette, Pennsylvania, and proposing to modify WTWB-TV's license accordingly.

Respectfully submitted,

VENTURE TECHNOLOGIES GROUP, INC.

By: 

Irving Gastfreund

Kaye, Scholer, Fierman, Hays & Handler, LLP

901 15th Street, N.W

Washington, D.C. 20005

(202) 682-3526

Its Attorneys

May 28, 1996

Exhibit 1

DECLARATION

I, LAWRENCE H. ROGOW, do hereby declare, certify and state, as follows:

1. I am President of Venture Technologies Group, Inc. ("VTG"), a Los Angeles-based telecommunications development and consulting firm, which is the licensee of WTWB-TV, Channel 19 at Johnstown, Pennsylvania

2. I have supervised the development of WTWB-TV, including all steps necessary to turn the station to operation, including the application for a construction permit for relocation of the WTWB-TV transmitter site from its currently licensed location to a new site at the summit of Laurel Ridge at the AT&T Jennerstown site. That site relocation was approved by the Commission on May 8, 1996 (FCC File No. BPCT-960119KF).

3. The station's site relocation was necessitated by a variety of factors, including the condition that the station's equipment was in when VTG bought the station out of a Chapter 7 bankruptcy proceeding, toxic waste that VTG discovered at the formerly authorized WTWB-TV transmitter site (FCC File No. BLCT-840907KK), and, ultimately, the loss of the availability of the formerly authorized transmitter site because of a decision on the part of Rolling Rock Farms, the land owner of the transmitter site, not to renew the station's lease. The construction of the WTWB-TV technical facilities at the new transmitter site authorized in BPCT-960119KF is proceeding expeditiously, and, barring unforeseen circumstances, VTG expects to have construction completed and begin on-air operations pursuant to Program Test Authority during the early part of June 1996.

4. After months of study, the best possible site available to WTWB-TV was found to be the AT&T Jennerstown site. It is only 1.9 kilometers east of the previously authorized WTWB-TV transmitter site. It has been at a tremendous expense and hardship that VTG agreed to move to the AT&T Jennerstown site. VTG was required to move its equipment from the previously authorized site, including removal of a tower in excess of 300 feet in height. Additionally, VTG entered in a long-term site lease agreement at the AT&T Jennerstown site.

5. The attention of the Commission is respectfully invited to the fact that the newly authorized WTWB-TV transmitter site at the AT&T Jennerstown site is actually 1.9 kilometers further away from Pittsburgh, Pennsylvania than the previously authorized transmitter site of the station and that the WTWB-TV signal over Pittsburgh from the newly authorized site will not be significantly different than from the previously authorized site of the station. However, this new site is acceptable to VTG and desired by VTG as the WTWB-TV transmitter site because WTWB-TV, operating as proposed from the new site, would not be a station serving Pittsburgh, but rather, of a station serving Johnstown and the surrounding area.

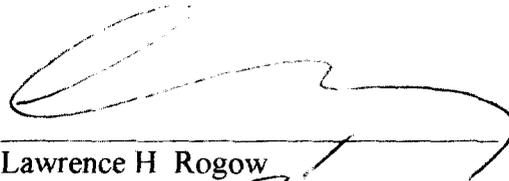
6. As is shown in the attached Engineering Statement of Donald S. Wilson, VTG's Director of Engineer, the WTWB-TV transmitter site could not be relocated from the newly authorized transmitter site in the direction of Pittsburgh by a distance of any more than 6.1 kilometers (3.8 miles) because of constraints imposed by the Commission's spacing rules and UHF taboos. Moreover, VTG will not, in any event, relocate the WTWB-TV Channel 19 transmitter site any closer to Pittsburgh, since any such effort to

relocate the site closer to Pittsburgh would be completely counterproductive. As is shown in the annexed Engineering Statement of Donald S. Wilson, if WTWB-TV were moved closer to Pittsburgh, the geographic area encompassed within its signal contours would significantly shrink and, as a result, the station would no longer be able to provide a city grade signal (80 dBu) over its community of license (Johnstown) or over the City of Jeannette. The reason that the area within the station's signal contours would shrink if the station's transmitter site were moved closer to Pittsburgh is that the height of terrain in the direction of Pittsburgh away from the newly authorized WTWB-TV transmitter site is lower in height than that transmitter site. Thus, the resulting reduction in transmitting antenna height would not begin to offset any slight gain in proximity toward Pittsburgh. This is particularly true given the fact that the newly authorized WTWB-TV transmitter site is located 79.4 km (49.3 miles) from the Pittsburgh reference point. Thus, any relocation of the WTWB-TV transmitter site in the direction of Pittsburgh would not result in any increase in WTWB-TV's coverage of and signal strength in Pittsburgh.

7. VTG does not intend to relocate yet again the WTWB-TV transmitter site to any site other than the one presently authorized in BPCT-960119KF -- i.e., the site at which the station will resume broadcast operations within the next few weeks. Even if VTG were to lose availability of that site, as a result of unforeseen circumstances, and if VTG were forced to relocate to another transmitter site, VTG will not relocate or seek to relocate the transmitter site any closer to Pittsburgh. Moreover, VTG has no intention of requesting any waiver of Commission rules in an attempt to move the station closer to Pittsburgh.

8. VTG intends to have WTWB-TV remain at its newly authorized transmitter site, from where the station will be able to continue to provide city grade service and public service programming to both Johnstown, Pennsylvania, and Jeannette, Pennsylvania, and the surrounding area

I hereby declare, certify and state under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.



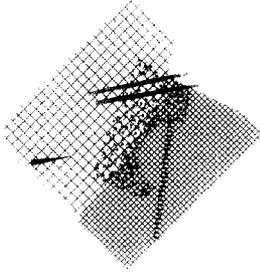
Lawrence H Rogow

Executed on this 21 of May, 1996

c:\home\user\larry\doc\declar3.doc

Attachment 1 to
Exhibit 1

Engineering Statement of
Donald S. Wilson



Venture Technologies Group, Inc.

ENGINEERING STATEMENT OF DONALD S. WILSON

In Support of Petition for Amendment of Section 73.606, Table of Assignments of Television Channels by Venture Technologies Group, Inc., May 1996

Proposed Reallocation of Channel 19 from Johnstown, PA to Jeannette, PA

This Engineering Statement has been prepared in support of the Petition for Reconsideration of Venture Technologies Group, Inc. ("VTG") from the Federal Communications Commission ("FCC" or the "Commission") staff dismissal of VTG's January 31, 1996 Petition for Rulemaking, in which VTG had sought institution of rulemaking proceedings contemplating reallocation of UHF Channel 19 from Johnstown, Pennsylvania, to Jeannette, Pennsylvania, in the Table of Television Allotments as contained in Section 73.606(b) of the Rules of the FCC.

This Engineering Study has been prepared specifically to address the issue of whether WTWB-TV Channel 19, if authorized with a

6611 Santa Monica Boulevard

Los Angeles, California

90038-1311

Tel. 213.469.5696

Fax. 213.469.2193

new community of license in Jeannette, Pennsylvania, would be able, under Commission Rules, to relocate its transmitter site closer to Pittsburgh. The station is currently under construction at its recently authorized transmitter site at the summit of the Laurel Ridge. The site coordinates are 40 degrees 10 minutes 51 seconds North Latitude, 79 degrees 9 minutes 46 seconds West Longitude.

From the newly authorized transmitter site of WTWB-TV, signal strength over the City of Pittsburgh is predicted to be of only Grade B intensity (64 dBu). Nonetheless, because of the rough terrain in western Pennsylvania, actual WTWB-TV signal strength at television receivers in Pittsburgh will generally be significantly weaker than Grade B intensity throughout Pittsburgh. Simply stated, there is no alternative transmitter site closer to Pittsburgh to which WTWB-TV could relocate that would allow the station to increase its minimal coverage of Pittsburgh beyond the coverage which the station is presently capable of at its newly authorized transmitter site.

WTWB-TV currently holds a construction permit (FCC File No. BPCT-960119KF) to operate on a transmitter site owned by AT&T, known as the AT&T Jennerstown site, atop the Laurel Ridge. The Laurel Ridge is mountain ridgeline running in a north-northeasterly direction and forms the western boundaries of Somerset and Cambria counties between Jeannette on the west and Johnstown on the east. history of site change.

WTWB-TV's licensed site is also atop the summit of the Laurel Ridge (FCC File No. BLCT-840907KK). However, the AT&T Jennerstown site is 1.9 kilometers due east of the licensed site and therefore further from Pittsburgh than is the licensed site

Because of constraints imposed by the Commission's channel spacing and UHF taboo rules, there is not a practicable alternative transmitter site to which WTWB-TV could relocate in a direction closer to Pittsburgh and still provide a city grade (80 dBu) signal to the City of Jeannette.

Exhibit 1, attached herein, illustrates the pertinent siting limits for WTWB-TV, Channel 19, with respect to other stations. The major -- and most restrictive -- siting restriction is to the northwest -- i.e., in the direction of Pittsburgh and in the direction of co-channel station WOIO(TV), Channel 19 in Shaker Heights, Ohio. Under the Commission's channel spacing rules, UHF co-channel stations, such as WTWB-TV and WOIO(TV), must remain separated by at least 248.6 km (154.5 miles). The distance between the newly authorized WTWB-TV

transmitter site is actually 254.7 km (158.3 miles). Therefore, there is, at most, a theoretical possibility that WTWB-TV could relocate its transmitter site by a maximum of an additional 6.1km (3.8 miles) toward Pittsburgh and WOIO(TV), assuming, for the sake of argument, that a suitable transmitter site in that theoretical area were actually available. Because WTWB-TV was closer to Pittsburgh at its formerly authorized site, WTWB-TV would be able to move only a theoretical limit of 4.3 kilometers toward Pittsburgh when measured from that old site (FCC File No. BLCT-840907KK).

The WOIO(TV) transmitter site is at 301 degrees from the WTWB-TV newly authorized transmitter site. The City of Pittsburgh is at 295 degrees from the WTWB-TV newly authorized transmitter site. The City of Pittsburgh and the WOIO(TV) transmitter site are practically on the same direction from the newly authorized WTWB-TV transmitter site.

Exhibit 2 attached hereto shows the predicted WTWB-TV 80 dBu contour from the AT&T Jennerstown site from which WTWB-TV is authorized to operate under its existing construction permit (FCC File No. BPCT-960119KF) The transmitter site at the AT&T site is labeled J5 on Exhibit 2. At the AT&T Jennerstown site, WTWB-TV is authorized to operate at 3,020 kw ERP from 113 meters above ground level and 936.4 meters above mean sea level.

Also depicted on Exhibit 2 is the same technical facility -- 3,020 kW ERP, 113 meters above ground level, with the same directional Bogner antenna still oriented toward 310 degrees true -- picked up and moved to a location 6.1 km west at 301 degrees from the newly authorized site. This is the location which is the absolute limit closest to WOIO(TV) to which WTWB-TV on Channel 19 could theoretically be moved. This site is marked as J9 on Exhibit 2. This would represent a theoretical move of this facility to the minimal separation limit toward WOIO, Channel 19, and would represent the absolute closest to Pittsburgh that the station could be moved. However, the Laurel Ridge falls quickly to the west, and at this location the ground level is only 420 meters above mean sea level versus 810 meters above mean sea level at the AT&T Jennerstown site at which WTWB-TV is presently authorized. In fact, the coverage contour of the station, if operating as close to Pittsburgh as possible, is completely enclosed by the contour of the station as authorized to operate from the AT&T Jennerstown site. In fact, at 113 meters above ground level from this hypothetical site, even predicted 80 dBu coverage would not be provided to either Jeannette or to Johnstown.

Simply stated, the station could not operate from this site because it would not provide city grade signal over Jeannette, the proposed city of license. In fact, at this hypothetical site, a tower of more than 500 meters (1680') in height would be necessary to restore the antenna height to over 900 meters above mean sea level, thereby matching the antenna height above mean sea level for which the station is authorized to operate at the AT&T Jennerstown site on Laurel Ridge. Federal Aviation Administration rules and local zoning restrictions in the area would make it exceedingly unlikely that a tower of that height could be constructed, assuming for the sake of argument, that a transmitter site in the area were actually available. (There is not a tower of that height in western Pennsylvania.) In light of all the foregoing, WTWB-TV cannot improve its minimal signal over the City of Pittsburgh.

This Engineering Statement conclusively demonstrates that WTWB-TV, if licensed at Jeannette, Pennsylvania, will not be able to increase its signal toward Pittsburgh by moving to an alternative site.

The foregoing statement with related data have been prepared by under the direction of Donald S. Wilson, Director of Engineering of Venture Technologies Group, Inc., of Los Angeles, California. All representations herein are certified to be true and correct, to the best of my knowledge and information.

Respectfully submitted,



Donald S. Wilson

Date 24 May 1996

d:\usr\larry\doc\tv\pitts\engmod2.doc

Exhibit 2

DECLARATION

I, Willard A. Saltzgeber, hereby declare, certify and state as follows:

1. I am the General Manager of Television Station WTWB-TV, Channel 19, Johnstown, Pennsylvania. I am familiar with the community of Jeannette, Pennsylvania, and have also conducted research regarding the community of Jeannette; that information is set forth below. For the reasons set forth below, the community of Jeannette, Pennsylvania, is a substantial, distinct and separate community deserving of a first local television service. For the reasons set forth below, Jeannette, Pennsylvania, is not interdependent with Pittsburgh, Pennsylvania, even though both communities are in the same Urbanized Area.

2. Jeannette, Pennsylvania, is located approximately 34 miles from Pittsburgh, Pennsylvania, and has a population of 11,221 persons, according to the 1990 U.S. Census. Jeannette has a Mayor (Mayor Michael Salvatore) and a four-member City Council¹, as well as its own police and fire departments, its own zoning and planning commission, and its own local public transportation system (consisting of buses and cabs). In addition, Jeannette has its own garbage collection facilities and its own zip code. Jeannette has its own newspaper, a weekly (The Jeannette Spirit); there is also one local AM radio station licensed to Jeannette (WBCW(AM)), a news and talk station operating with 1,000 Watts daytime and 250 Watts nighttime, according to the 1996 Broadcasting & Cable Yearbook (page B-357).

¹ The members of the Jeannette City Council are the following: James Solomon, Edward Singer, Donald Japalucci, and James Brooks.

3. Jeannette has its own medical facilities in the community. Jeannette has two hospitals (Jeannette District Memorial Hospital and Monsour Medical Center) which together have 348 beds and employ the aggregate approximately 1,375 individuals. Moreover, Jeannette has 36 doctors and 11 dentists.

4. Jeannette has its own religious institutions: 16 Protestant churches and two Catholic churches are located in Jeannette. In addition, Jeannette has its own local recreational facilities consisting of three parks, as well as tennis, swimming, roller skating and bowling facilities and various local neighborhood clubs.

5. Jeannette, Pennsylvania, has one elementary school with an enrollment of 762 students, one junior high of middle school with an enrollment of 374 students, one high school with an enrollment of 442 students, and two private and parochial schools with an enrollment of 236 students. Jeannette has its own School District (Jeannette City School District), governing a total student enrollment of 1,737 students. The Jeannette City School District has 98 professional employees and 61 non-professional employees.

6. Apart from professionals, the workforce in the Jeannette area is a largely composed of a mixture of skilled, semi-skilled, and unskilled laborers. Major employers in Jeannette are the following: Elliott Turbo Machinery, Inc. (employing 1,350 individuals); Jeannette District Memorial Hospital (employing 755 individuals); Monsour Medical Center (employing 620 individuals); West Penn Power Company (employing 1,178 individuals); and Gencorp Polymer

Products (employing 300 individuals). Jeannette does not have its own local telephone directory; Jeannette, however, does have its own sewage disposal facilities. In addition, Jeannette has its own local public library.

7. Jeannette also has numerous commercial establishments. Annexed hereto as Attachment 1 is a computer print-out obtained from the Office of the City Treasurer of the City of Jeannette, Pennsylvania; that print-out lists in excess of 250 commercial businesses within the City of Jeannette.

8. Jeannette and Pittsburgh may, conceivably, be in the same advertising market with respect to prospective national advertisers, who may choose to advertise on Pittsburgh radio and television stations and in Pittsburgh newspapers and to reach the areas outside of Pittsburgh via “spill-over” effect into those areas. However, Jeannette is certainly not within the same advertising market as Pittsburgh, insofar as local advertising from advertisers in the Jeannette area is concerned. Those local advertisers have no need or interest to advertise on Pittsburgh media and to spend added sums reaching the entire Pittsburgh market, when they could very well cover the Jeannette area with less expensive advertising on local media, such as the local radio station in Jeannette (WBCW(AM)) or the local Jeannette newspaper (The Jeannette Spirit).

9. These facts lead to only one conclusion, namely, that Jeannette, Pennsylvania, is not “interdependent” with Pittsburgh, Pennsylvania. Rather, the facts set forth above clearly demonstrate that Jeannette is a substantial, distinct and separate community, apart from

Attachment 1

CITY OF JEANNETTE
 JEANNETTE BUSINESSES
 MARCH 7, 1996

Account Number	Tenant Name	Tenant Meter Address
999-01010	JEANNETTE GARDEN APARTMENTS	922 EVANG
999-01020	A.B. CERAMICS	307 S 4TH
999-01030	ADELPHOI, INC.	109 N 2ND
999-01040	AFFAIRS BY RON	614 CLAY
999-01050	AGERS MAYTAG CO.	309 CLAY
999-01060	AL COTTER SALES	922 GASKILL
999-01080	ALL STATE INSURANCE CO.	509 CLAY
999-01100	AMERICAN ARCHITECTURAL METALS	7TH & BULLITT AVENUE
999-01105	ANTHONY'S ITALIAN STORE	608 CLAY
999-01110	DR. LEONARD ANTON	802 LOWRY
999-01130	ANTONIAKS MARKET	643 DIVISION
999-01140	NEW ARLINGTON MARKET	415 HARRISON
999-01150	ARLINGTON SHOE REPAIR	372 N 1ST
999-01160	ARLINGTON SPORTSMEN	500 MORNINGSIDE
999-01170	ARTMAN, JAMES C.	701 HARRISON
999-01180	ASCENSION CHURCH	615 DIVISION
999-01195	AVOLIO FOOD DISTRIBUTOR	224 S 4TH ST
999-02010	BAK UPHOLSTERY	707 CLAY
999-02030	BALSAMO, JOSEPH	626 CLAY
999-02040	BEACON AUTO PARTS	911 LOWRY
999-02050	BARRERIOS SERVICE	227 S 3RD
999-02060	BASIL-LEAF EMPORIUM	614 LOWRY
999-02070	BEIERSDORFER BLDG.	S 2ND
999-02080	BELL OF PENNSYLVANIA	S 3RD - JEANNETTE, PA
999-02082	BENISH, TIMOTHY	KOEBELS HILL
999-02085	BILL'S RESALE OUTLET	313 CLAY
999-02090	BILTMORE BAR	209 CLAY
999-02110	BORON OIL COMPANY	1110 LOWRY
999-02120	BOWL-A-RENA	200 BAUGHMAN
999-02130	BOYLE BROTHERS	200 N 5TH
999-02140	B.P.O.E. LODGE	507 CLAY
999-02160	BRFWER'S KIDS KORNER	1217 PENN
999-02170	BROADWAY DELI	620 LOWRY
999-02180	BUD'S MANUFACTURED CLUTCHES	701 LOWRY REAR
999-02190	BURWELL AUTO BODY	514 DIVISION
999-02200	BUSHYAGER & DROUTZ	609 CLAY
999-02210	BYRNS CHIROPRACTIC CLINIC	600 MICHIGAN
999-03010	C.B.S. ENTERPRISES	309 SYCAMORE
999-03020	MR. C'S DRAPERY	622 CLAY
999-03030	C & S MARKET	525 DIVISION
999-03060	CARABELLA PLUMBING	626 PATTERSON
999-03065	CARROLL PLUMBING	726 CHAMBERS
999-03070	DAN CASERIO BARRER SHOP	112 S 5TH
999-03080	DR. EMIL CASINO	501 DIVISION
999-03090	CECCHETTI BROS.	LOWRY AVENUE - 3 BUSINESSES
999-03097	CHERYL'S PIZZA & PASTA PLUS	413 HARRISON
999-03100	CHURCH OF ADVENT	101 CLAY
999-03110	CITIZENS SERVICE CLUB	612 CHAMBERS
999-03150	COCHRAN HEATING	1413 HARRISON
999-03160	COGO'S FOOD STORE	HARRISON AVE
999-03170	COLUMBUS HOME ASSOC.	307 CLAY
999-03180	COMMUNITY SAVINGS	401 CLAY