

Greenville Technical College's minority scholarship program and Professional Urban Blacks, Inc. programs.

The Commission has stated that its focus on a licensee's EEO program is on whether the efforts have been reasonable under all the circumstances. Amendment of Part 73 of the Commission's Rules Concerning Equal Employment Opportunity in the Broadcast Radio and Television Services, 2 FCC Rcd 3967, 3974 (1987) (Broadcast EEO). American's record for the Stations currently far exceeds the Commission's EEO processing guidelines, although, as the Commission has stated, the guidelines should not be the deciding factor. "[O]ur assessment of the licensee's EEO performance will not be determined solely on the basis of quantitative tests. ... [O]ur policy with respect to evaluation of [a] broadcaster's EEO efforts should not be interpreted to allow the use of the guidelines as either quotas or as a 'safe harbor'." Id.

The Commission also has held that it considers "a station's overall employment, including all upper-four job categories ... in assessing a station's EEO performance." Carolina Christian Broadcasting, 3 FCC Rcd at 1909 (citation omitted).

[S]tatistics are but one of many factors analyzed in determining whether a licensee has engaged in affirmative EEO efforts and has not discriminated. Considering all pertinent circumstances, such as the size of the station, the composition of the labor force, and the absence of any evidence of discriminatory

placement of employees, we are satisfied that the petitioners' charge warrants no further inquiry.

Id.

In its challenge to the renewal of the license of WKFT(TV), the National Black Media Coalition cited a lack of on-air minority personalities plus a decline in minority employment in comparison with the prior licensee's employment record. The Commission granted renewal, again citing the station's overall record and the lack of evidence of discrimination. Furthermore, the Commission noted that the licensee had acquired the station only in July, 1985 -- approximately a month before American acquired WELP and WLWZ -- and had made efforts to attract qualified minority applicants.

Efforts do not necessarily result in instant success, and the licensee took over only shortly before the license term ended. What is important here is that this licensee appears to be committed to making whatever efforts that it ascertains, over the long term, work the best. There is, moreover, no evidence of discrimination necessitating further inquiry.

Id.

Based upon its complete record, American has demonstrated that it has made a reasonable effort to develop a viable EEO program. American's employment statistics far exceed the Commission's guidelines. American has hired minorities for top-level jobs, has promoted minorities within the Stations and has had minority employees in key on-air

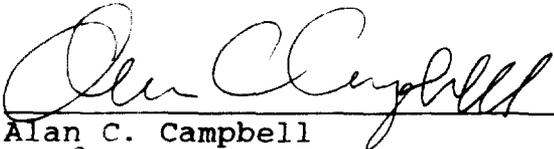
positions since taking over the Stations. American also has played an important role in supporting community projects aimed at minorities. Although some of American's recruitment successes are recent, it should be remembered that American took over operation of the Station only some three years before renewal.

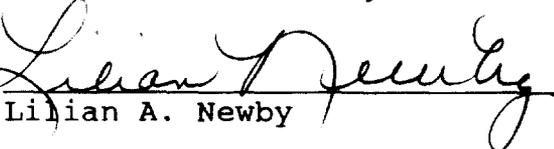
Conclusion:

American has shown in this Opposition that it has been making the required effort. It has a reasonable and successful program in place; it has implemented its program throughout its stewardship of the Stations as demonstrated by its recruitment and promotion efforts; it has served the public interest. Therefore, the Petition to Deny should be dismissed, and American's applications for renewal should be granted.

Respectfully submitted,

AMERICAN COMMUNICATIONS OF  
GREENVILLE, SOUTH CAROLINA, INC.

By:   
Alan C. Campbell

By:   
Lillian A. Newby

Its Attorneys

Dow, Lohnes & Albertson  
1255 Twenty-third St., N.W.  
Suite 500  
Washington, D.C. 20037  
Telephone: (202) 857-2500

Dated: December 1, 1988

CERTIFICATE OF SERVICE

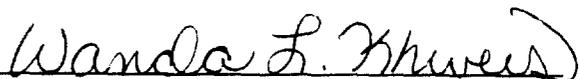
The undersigned hereby certifies that on this 1st day of December, 1988, she caused copies of the foregoing to be deposited in the United States Mail, first class postage prepaid (except hand deliveries as indicated below), addressed to the following:

Grover Hankins, Esquire  
General Counsel, NAACP  
4805 Mt. Hope Drive  
Baltimore, Maryland 21215

David Honig, Esquire  
6032 Ocean Pines  
Berlin, Maryland 21811

\* Mr. Alex D. Felker  
Chief, Mass Media Bureau  
Federal Communications Commission  
1919 M Street, N.W.  
Room 314  
Washington, D.C. 20554

\* Mr. Larry D. Eads  
Chief, Audio Services Division  
Federal Communications Commission  
1919 M Street, N.W.  
Room 302  
Washington, D.C. 20554

  
Wanda L. Khweis

\* Via Hand Delivery

# Z 104

Affidavit

I, Robert W. Harrison, am President and owner of American Communications of Greenville, S.C., Inc.

American Communications of Greenville, S.C., Inc. is the licensee of radio stations WELP-AM and WLWZ-FM.

I am, also, the General Manager of WELP-AM and WLWZ-FM.

I have read the foregoing Opposition to Petition to Deny and the statements and information contained therein are true and accurate to the best of my knowledge.

Date: *November 30, 1977*

*Robert W. Harrison*  
Robert W. Harrison, President  
American Communications of  
Greenville, S.C., Inc.

DEC 27 1988

RECEIVED

BEFORE THE  
**Federal Communications Commission**

WASHINGTON, D. C.

In re Applications of	)	
	)	
AMERICAN COMMUNICATIONS OF	)	
GREENVILLE, SOUTH CAROLINA, INC.	)	
	)	
For Renewal of License of	)	File No. 880729YE
Station WELP(AM)	)	
Easley, South Carolina	)	
	)	
For Renewal of License of	)	File No. 880729YG
Station WLWZ(FM)	)	
Easley, South Carolina	)	

To: Chief, Mass Media Bureau

SUPPLEMENT TO OPPOSITION  
OF PETITION TO DENY

American Communications of Greenville, South Carolina, Inc. ("American"), licensee of Stations WELP(AM) and WLWZ(FM), Easley, South Carolina, by its attorneys, hereby supplements its Opposition To Petition To Deny filed on December 1, 1988.

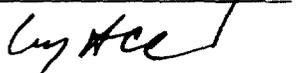
Petitioners (National Black Media Coalition, the South Carolina State Conference of Branches of the NAACP and the Greenville Branch of the NAACP) have filed a letter with the Commission withdrawing their Petition To Deny insofar as Stations WELP(AM) and WLWZ(FM) are concerned. For convenience, a copy of that withdrawal notice is attached hereto.

On November 8, 1988, American filed an application to assign the station licenses to Voyager Communications III, Inc. (BAL-881108HD; BALH-881108HE). Action on the assignment applications must await disposition of the petition and action on the renewal applications. Therefore, we respectfully request that the staff expeditiously complete its review the WELP/WLWZ renewal applications.

Respectfully submitted,

AMERICAN COMMUNICATIONS OF  
GREENVILLE, SOUTH CAROLINA, INC.

By:   
Alan C. Campbell

By:   
Lilian A. Newby 

Its Attorneys

Dow, Lohnes & Albertson  
1255 23rd Street, N.W.  
Suite 500  
Washington, D.C. 20037  
(202) 857-2788

December 23, 1988

*David E. Honig*

ATTORNEY AT LAW

*6032 Ocean Pines*

*Berlin, Maryland 21811*

DEC 27 1988

RECEIVED

*Telephone (301) 641-8060*

*Licensed in D.C. only*

December 21, 1988

Glenn Wolfe  
Chief  
EEO Branch  
Federal Communications Commission  
2025 M Street N.W.  
Washington, D.C. 20554

Dear Mr. Wolfe:

RE: Application of American Communications of Greenville, South Carolina, Inc. for renewal of license of stations WELP-AM and WLWZ-FM, Easley, South Carolina

The South Carolina State Conference of Branches of the NAACP, the Greenville Branch of the NAACP and the National Black Media Coalition ("NBMC/NAACP"), petitioners to deny the above-referenced applications, respectfully withdraw the petition to deny filed November 1, 1988 insofar it pertains to WELP-AM and WLWZ-FM.

As a result of discussions among representatives of NBMC/NAACP and the licensee, NBMC/NAACP are now persuaded that the stations did not intentionally disregard the requirements of the Commission's EEO Rule. They believe that the licensee is qualified to operate the stations in the public interest and that it will comply with the Commission's EEO rule.

Therefore, NAACP/NBMC urge the Commission to routinely and promptly grant the applications without conditions.

Respectfully submitted,

*David Honig*  
David Honig  
Counsel for Petitioners

cc: Alan Campbell, Esq.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 23rd day of December, 1988, she caused copies of the foregoing to be deposited in the United States Mail, first class postage prepaid (except hand deliveries as indicated below), addressed to the following:

Grover Hankins, Esquire  
General Counsel, NAACP  
4805 Mt. Hope Drive  
Baltimore, Maryland 21215

David Honig, Esquire  
6032 Ocean Pines  
Berlin, Maryland 21811

\* Mr. Alex D. Felker  
Chief, Mass Media Bureau  
Federal Communications Commission  
1919 M Street, N.W.  
Room 314  
Washington, D.C. 20554

\* Mr. Larry D. Eads  
Chief, Audio Services Division  
Federal Communications Commission  
1919 M Street, N.W.  
Room 302  
Washington, D.C. 20554

  
Janie M. Lewis

\* Via Hand Delivery

To: [Handwritten notes]

[Handwritten notes and date 12/27]

BEFORE THE
Federal Communications Commission

WASHINGTON, D. C.

In re Applications of
AMERICAN COMMUNICATIONS OF
GREENVILLE, SOUTH CAROLINA, INC.
For Renewal of License of
Station WELP(AM)
Easley, South Carolina
For Renewal of License of
Station WLWZ(FM)
Easley, South Carolina
File No. 880729YE
File No. 880729YG

To: Chief, Mass Media Bureau

SUPPLEMENT TO OPPOSITION
OF PETITION TO DENY

American Communications of Greenville, South
Carolina, Inc. ("American"), licensee of Stations WELP(AM)
and WLWZ(FM), Easley, South Carolina, by its attorneys,
hereby supplements its Opposition To Petition To Deny filed
on December 1, 1988.

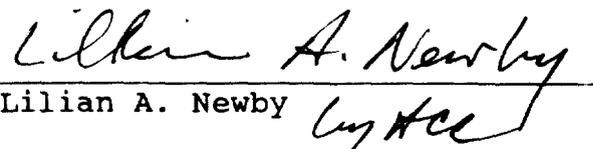
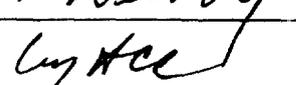
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the Greenville Branch of the NAACP) have filed a letter with
the Commission withdrawing their Petition To Deny insofar as
Stations WELP(AM) and WLWZ(FM) are concerned. For
convenience, a copy of that withdrawal notice is attached
hereto.

On November 8, 1988, American filed an application to assign the station licenses to Voyager Communications III, Inc. (BAL-881108HD; BALH-881108HE). Action on the assignment applications must await disposition of the petition and action on the renewal applications. Therefore, we respectfully request that the staff expeditiously complete its review the WELP/WLWZ renewal applications.

Respectfully submitted,

AMERICAN COMMUNICATIONS OF  
GREENVILLE, SOUTH CAROLINA, INC.

By:   
Alan C. Campbell

By:   
Lilian A. Newby 

Its Attorneys

Dow, Lohnes & Albertson  
1255 23rd Street, N.W.  
Suite 500  
Washington, D.C. 20037  
(202) 857-2788

December 23, 1988

*David E. Honig*

ATTORNEY AT LAW

*6032 Ocean Pines  
Berlin, Maryland 21811*

*Telephone (301) 641-8060*

*Licensed in D.C. only*

December 21, 1988

Glenn Wolfe  
Chief  
EEO Branch  
Federal Communications Commission  
2025 M Street N.W.  
Washington, D.C. 20554

Dear Mr. Wolfe:

RE: Application of American Communications of Greenville, South Carolina, Inc. for renewal of license of stations WELP-AM and WLWZ-FM, Easley, South Carolina

The South Carolina State Conference of Branches of the NAACP, the Greenville Branch of the NAACP and the National Black Media Coalition ("NBMC/NAACP"), petitioners to deny the above-referenced applications, respectfully withdraw the petition to deny filed November 1, 1988 insofar it pertains to WELP-AM and WLWZ-FM.

As a result of discussions among representatives of NBMC/NAACP and the licensee, NBMC/NAACP are now persuaded that the stations did not intentionally disregard the requirements of the Commission's EEO Rule. They believe that the licensee is qualified to operate the stations in the public interest and that it will comply with the Commission's EEO rule.

Therefore, NAACP/NBMC urge the Commission to routinely and promptly grant the applications without conditions.

Respectfully submitted,

*David Honig*  
David Honig  
Counsel for Petitioners

cc: Alan Campbell, Esq.

CERTIFICATE OF SERVICE

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Chief, Mass Media Bureau  
Federal Communications Commission  
1919 M Street, N.W.  
Room 314  
Washington, D.C. 20554

\* Mr. Larry D. Eads  
Chief, Audio Services Division  
Federal Communications Commission  
1919 M Street, N.W.  
Room 302  
Washington, D.C. 20554

  
Janie M. Lewis

\* Via Hand Delivery

FEDERAL COMMUNICATIONS COMMISSION

WASHINGTON, D.C. 20554

IN REPLY REFER TO

8700

Call Letters: WELP (AM) & WLWZ (FM)

Date Granted: **JAN 6 1989**

File Number(s): BAL-881108HD & BALH-881108HE

VOYAGER COMMUNICATIONS III, INC.  
201 GLENWOOD AVENUE  
RALEIGH, NC 27612

NOTICE TO ASSIGNEE

Enclosed is FCC Form 732 notifying you of Commission consent to the assignment of the construction permit and/or license of the station(s) therein described. Voluntary assignments are required to be completed within sixty (60) days of the date granted.

In addition to the filing of the below mentioned FCC Form 323, you are required to immediately notify this office (8700), by letter, as to the exact date of the consummation; that is, the date on which the acts necessary to affect the assignment were completed.

Within thirty (30) days after the consummation of the assignment it will be necessary for you to submit an Ownership Report (FCC Form 323) reporting all changes as required by Section 1.615 of the Rules. Where applicable, a separate Ownership Report should also be completed and submitted for any holding company (25% or greater ownership interest) of the licensee/permittee. Contractual information required by Section 1.613 should be reported for the assignee in Item 6, page one of the Ownership Report and copies of each instrument should be submitted with the report. If this is an involuntary assignment that was the result of a death or court action, an Ownership Report must be filed to determine that all requirements of the Rules have been met and reported.

In the event the assignee is the licensee/permittee of another station and has a current Ownership Report on file, you may complete and file only page one of FCC Form 323 to reflect the acquisition of the station(s) listed above. FCC Form 323 is enclosed for your convenience in filing. Instructions for completing the report are on the reverse side.

It is of the utmost importance that all Commission correspondence come to the immediate attention of the permittee or licensee. Only one mailing address can be maintained for each station. Unless we hear from you to the contrary, the above address will be used as your permanent mailing address.

If the assignor has any applications pending before the Commission, these applications must be amended to reflect the name of the assignee. Upon consumation of the assignment, amendments to each application must be filed by the assignee, in triplicate, signed by the proper party (see Section 1.513 of the Rules). Further processing of these applications will be withheld pending receipt of the amendment.

Chief, FM Branch  
Mass Media Bureau

Enclosure

UNITED STATES OF AMERICA  
 FEDERAL COMMUNICATIONS COMMISSION  
 Washington, D.C. 20554

File No.(s): BAL-881108HD  
 BALH-881108HE

Class of station(s): AM, FM, & AUX

<input checked="" type="checkbox"/> CONSENT TO ASSIGNMENT: <input type="checkbox"/> CONSENT TO TRANSFER CONTROL: <input type="checkbox"/> CONSENT TO TRANSFER STOCK: Whereby of Control by is effected.	FROM  AMERICAN COMMUNICATIONS OF GREENVILLE, SC
	TO  VOYAGER COMMUNICATIONS III, INC.
Licensee/Permittee: (for transfer only)	

<u>CALL SIGN(s)</u>	<u>STATION LOCATION(s)</u>	<u>AUXILIARY STATION(s) (for assignments only)</u>
WELP AM WLWZ FM	EASLEY, S.C. EASLEY, S.C.	ALL CURRENTLY AUTHORIZED AUXILIARY SERVICES

Under authority of the Communications Act of 1934, as amended, the consent of the Federal Communications Commission is hereby granted to the transaction indicated above.

The Commission's consent to the above is based on the representations made by the applicants that the statements contained in, or made in connection with, the application are true and that the undertakings of the parties upon which this transaction is authorized will be carried out in good faith.

The actual consummation of voluntary transactions shall be completed within 60 days from the date hereof, and notice in letter form thereof shall promptly be furnished the Commission by the buyer showing the date the acts necessary to effect the transaction were completed. Upon furnishing the Commission with such written notice, this transaction will be considered completed for all purposes related to the above described station(s).

FCC Form 323 (Ownership Report), must be filed within 30 days after consummation, by the licensee/permittee or assignee.

**ADDITIONAL REQUIREMENTS FOR ASSIGNMENTS ONLY:**

Upon consummation the assignor must deliver the permit/license, including any modifications thereof to the assignee.

It is hereby directed that, upon consummation, a copy of this consent be posted with the station authorization(s) as required by the Commission's Rules and Regulations.

The assignee is not authorized to construct nor operate said station(s) unless and until notification of consummation in letter form has been forwarded to the Commission.

Dated: JAN 06 1989 *Michael Wagner*

(for) CHIEF, FM BRANCH  
 AUDIO SERVICES DIVISION  
 MASS MEDIA BUREAU

FEDERAL  
 COMMUNICATIONS  
 COMMISSION



FCC 732  
 March 1983

THARRINGTON, SMITH & HARGROVE  
ATTORNEYS AT LAW  
RALEIGH, NORTH CAROLINA

11111  
RB

CARLISLE W. HIGGINS  
(1987-1988)  
J. HAROLD THARRINGTON  
WADE M. SMITH  
ROGER W. SMITH  
WADE H. HARGROVE  
GEORGE T. REGISTER, JR.  
CARLYN G. POOLE  
RICHARD A. SCHWARTZ  
JOHN R. EDWARDS  
MARK J. PRAK  
DOUGLAS E. KINGSBERRY  
ELIZABETH F. KUNIHOLM  
RANDALL M. RODEN

MICHAEL CROWELL  
KIM CHURCH  
ANN L. MAJESTIC  
BURTON GRAIGE  
J. DAVID FARREN  
G. BRYAN COLLINS, JR.  
ALLISON BROWN SCHAFER  
C. MARK HOLT  
MELISSA H. HILL  
NANGY DAIL FOUNTAIN  
DOUGLAS A. RULEY  
DANIEL W. CLARK  
JONATHAN A. BLUMBERG

OF COUNSEL  
WILLIAM A. DAVIS, II

RECEIVED BY  
DEC 16 1988  
LAW BRANCH

RALEIGH OFFICE  
209 FAYETTEVILLE STREET MALL  
P. O. BOX 1151  
RALEIGH, N. C. 27602  
TELEPHONE  
(919) 821-4711  
TELECOPIER  
(919) 829-1583  
WASHINGTON OFFICE  
SUITE 675  
1455 PENNSYLVANIA AVE., N. W.  
WASHINGTON, D. C. 20004  
TELEPHONE  
(202) 783-4711

December 14, 1988

Ms. Donna R. Searcy  
Secretary  
Federal Communications Commission  
1919 M Street, NW  
Washington, D.C. 20554

DEC 20 1988

Re: BAL-881108HD  
BALH-881108HE

Dear Ms. Searcy:

Transmitted herewith, in triplicate, on behalf of Voyager Communications III, Inc., proposed assignee of Radio Stations WELP(AM) and WLWZ(FM), Easley, South Carolina, is an Amendment to the above-referenced applications.

If any questions should arise during the course of your consideration of this matter, it is respectfully requested that you communicate with this office.

Very truly yours,

THARRINGTON, SMITH & HARGROVE

Wade H. Hargrove

WHH/eb

Enclosure

cc: Ms. Rebecca Brown (w/enc.)

BEFORE THE  
**FEDERAL COMMUNICATIONS COMMISSION**  
WASHINGTON, D.C.

RECEIVED BY

MAIL BRANCH

In re:

Assignment Of License	)	
Applications Of American	)	
Communications Of Greenville,	)	File Nos.
South Carolina, Inc. (Assignor)	)	BAL-881108HD
Licensee Of Radio Stations	)	BALH-881108HE
WELP (AM) And WLWZ (FM),	)	
Easley, South Carolina,	)	
To Voyager Communications III,	)	
Inc. (Assignee)	)	

AMENDMENT TO APPLICATION

The Assignee's portion of the above-referenced applications for assignment of licenses of Stations WELP-WLWZ, Easley, South Carolina, from American Communications of Greenville, South Carolina, Inc. to Voyager Communications III, Inc. is hereby amended as follows:

1. This will confirm that the \$200,000 promissory note to be given to Seller as part of the purchase price will be unsecured.
2. This will confirm that the promise to pay \$400,000 to the Covenantor in return for his agreement not to compete will be unsecured.
3. Add to Exhibit 6, Section IV(1) the following:

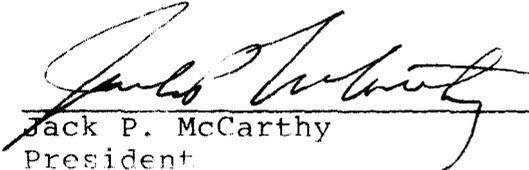
Manpower

American Women In Radio/Television (AWRT)  
Greenville Chapter

4. The Assignee has conferred with its broadcast engineer and has been assured that no overlap exists between WLWZ's 1 mV/m contour and the 1 mV/m contour of any other station owned by the Assignee or owned by any other corporation in which the Assignee's officers, directors or stockholders have any ownership or other cognizable interest. (This includes Station WWMG, Shelby, N.C. and Station WMAG, High Point, N.C.)

VOYAGER COMMUNICATIONS III, INC.

December 13, 1988

  
\_\_\_\_\_  
Jack P. McCarthy  
President

THARRINGTON, SMITH & HARGROVE

ATTORNEYS AT LAW

CARLISLE W. HIGGINS  
(1887-1980)  
J. HAROLD THARRINGTON  
WADE M. SMITH  
ROGER W. SMITH  
WADE H. HARGROVE  
GEORGE T. REGISTER, JR.  
CARLYN G. POOLE  
RICHARD A. SCHWARTZ  
JOHN R. EDWARDS  
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BURTON CRAIGE  
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G. BRYAN COLLINS, JR.  
C. ALLISON BROWN  
C. MARK HOLT  
MELISSA H. HILL  
NANCY DAIL FOUNTAIN  
OF COUNSEL  
WILLIAM A. DAVIS, II

RALEIGH OFFICE  
209 FAYETTEVILLE STREET MALL  
P.O. BOX 1151  
RALEIGH, N. C. 27602

TELEPHONE  
(919) 821-4711  
TELECOPIER  
(919) 829-1583

WASHINGTON OFFICE  
SUITE 875  
1455 PENNSYLVANIA AVE. N.W.  
WASHINGTON, D.C. 20004

TELEPHONE  
(202) 783-4711

November 7, 1988

Ms. Donna Searcy  
Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D.C. 20554

RECEIVED  
NOV 08 1988  
FCC  
FILE SECTION

Dear Ms. Searcy:

Transmitted herewith, in triplicate, is an application on FCC Form 314 requesting consent to an assignment of the licenses of Radio Stations WELP (AM) and WLWZ (FM), Easley, South Carolina, from American Communications of Greenville, S.C., Inc. to Voyager Communications III, Inc.

A check to cover the filing fee of \$1,000.00 is enclosed.

If any questions should arise during the course of your consideration of this application, it is respectfully requested that you communicate with this office.

Very truly yours,

THARRINGTON, SMITH & HARGROVE

Wade H. Hargrove

WHH/eb

Enclosures

Commission Use Only  
File No. BALH-881108 HE

United States of America  
Federal Communications Commission  
Washington, D.C. 20554

Approved by OMB  
306J-0031  
Expires 6/30/89

**APPLICATION FOR CONSENT TO ASSIGNMENT OF BROADCAST STATION CONSTRUCTION PERMIT OR LICENSE**  
(Carefully read instructions before filling out form — RETURN ONLY FORM TO FCC)

FEE TYPE	<u>MKA</u>
FEE AMT	<u>\$1000.00</u>
ID SEQ	<u>09</u>

**Section I GENERAL INFORMATION**

**Part I — Assignor** American Communications of Greenville, S. C., Inc.

1. Name of Assignor 1639

Street Address City

CROSSHILL & MULBERRY RD. EASLEY

State Zip Code Telephone No.  
SC 29640 (include area code)  
(803) 859-9388

2. Authorization which is proposed to be assigned

(a) Call letters Location  
WELP AM Easley, S. C.  
WLWZ FM Easley, S. C.

(b) Has the station commenced its initial program tests within the past twelve months?

If yes, was the initial construction permit granted after comparative hearing? N/A

If yes, attach as Exhibit No. \_\_\_\_\_ the showing required by Section 73.3597.  
N/A

RECEIVED  
NOV 08 1983  
FCC  
FEE SECTION

YES  NO  
 YES  NO

3. Call letters of any Remote Pickup, STL, SCA, or other stations which are to be assigned:

Remote Base (BPLRE-850617MG)  
STL (BPLST-850617MF)

4. Is the information shown in assignor's Ownership Reports (FCC Form 323 or 323-E) now on file with the Commission true and correct as of this date?  YES  NO

If No, attach as Exhibit No. N/A an Ownership Report supplying full and up-to-date information.

5. Attach as Exhibit No. 1 a copy of the contract or agreement to assign the property and facilities of the station. If there is only an oral agreement, reduce the terms to writing and attach.

6. State in Exhibit No. 2 whether the assignor, or any partner, officer, director, member of the assignor's governing board or any stockholder owning 10% or more of the assignor's stock: (a) have any interest in or connection with an AM, FM or television broadcast station; or a broadcast application pending before the FCC; or (b) has had any interest in or connection with any dismissed and/or denied application; or any FCC license which has been revoked.

The Exhibit should include the following information: (i) name of party with such interest; (ii) nature of interest or connection, giving dates; (iii) call letters or file number of application; or docket number; (iv) location.

Part I—Assignor

7. Since the filing of the assignor's last renewal application for the authorization being assigned, or other major application, has an adverse finding been made, a consent decree been entered or adverse final action been approved by any court or administrative body with respect to the assignor or any partner, officer, director, member of the assignor's governing board or any stockholder owning 10% or more of assignor's stock, concerning any civil or criminal suit, action or proceeding brought under the provisions of any federal, state, territorial or local law relating to the following: any felony; lotteries; unlawful restraints or monopolies; unlawful combinations; contracts or agreements in restraint of trade; the use of unfair methods of competition; fraud; unfair labor practices; or discrimination?  YES  NO

If Yes, attach as Exhibit No. N/A a full description, including identification of the court or administrative body, proceeding by file number, the person and matters involved, and the disposition of litigation

Section I

GENERAL INFORMATION

Part II — Assignee

1. Name of Assignee Voyager Communications III, Inc.

Street Address (or other identification)

City

3,2,0,1, GLENWOOD, AVENUE, RALEIGH,

State

Zip Code

Telephone No.

(include area code)

NC

27612

(919) 781-7333

2. Does the contract submitted in response to Question 5, Part I of Section I embody the full and complete agreement between the assignor and assignee? YES NO

If No, explain in Exhibit No. N/A

Section II

ASSIGNEE'S LEGAL QUALIFICATIONS

1. Assignee is:

an individual

a general partnership

a limited partnership

a corporation

other

2. If the applicant is an unincorporated association or a legal entity other than an individual, partnership or corporation, describe in Exhibit No. N/A the nature of the applicant.

CITIZENSHIP AND OTHER STATUTORY REQUIREMENTS

YES NO

3. (a) Is the applicant in compliance with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? YES NO

(b) Will any funds, credit, etc., for construction, purchase or operation of the station be provided by aliens, foreign entities, domestic entities controlled by aliens, or their agents? YES NO

If Yes, provide particulars as Exhibit No. N/A

## ASSIGNEE'S LEGAL QUALIFICATIONS

- |   | YES                      | NO                                  |
|---|--------------------------|-------------------------------------|
| 4. (a) Has an adverse finding been made, adverse final action taken or consent decree approved by any court or administrative body as to the applicant or any party to the application in any civil or criminal proceeding brought under the provisions of any law related to the following: any felony, antitrust, unfair competition, fraud, unfair labor practices, or discrimination? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| (b) Is there now pending in any court or administrative body any proceeding involving any of the matters referred to in 4.(a)?  | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

If the answer to (a) or (b) above is Yes, attach as Exhibit No. N/A, a full disclosure concerning the persons and matters involved, identifying the court or administrative body and the proceeding (by dates and file numbers), stating the facts upon which the proceeding was based or the nature of the offense committed, and disposition or current status of the matter. Information called for by this question which is already on file with the Commission need not be refiled provided: (1) the information is now on file in another application or FCC form filed by or on behalf of the assignee; (2) the information is identified fully by reference to the file number (if any), the FCC form number, and the filing date of the application or other form containing the information and the page or paragraph referred to; and (3) after making the reference, the assignee states, "No change since date of filing."

TABLE I PARTIES TO APPLICATION

5. (a) Complete Table I with respect to the assignee. (Note: If the applicant considers that to furnish complete information would pose an unreasonable burden, it may request that the Commission waive the strict terms of this requirement).

**INSTRUCTIONS:** If applicant is an individual, fill out column (a) only. If applicant is a partnership, fill out columns (a), (b) and (d), state as to each general or limited partner (including silent partners) (a) name and residence, (b) nature of partnership interest (i.e., general or limited), and (d) percent of ownership interest. If applicant is a corporation or an unincorporated association with 50 or fewer stockholders, stock subscribers, holders of membership certificate or other ownership interest, fill out all columns, giving the information requested as to all officers, directors and members of governing board. In addition, give the information as to all persons or entities who are the beneficial or record owners of or have the right to vote capital stock, membership or owner interest or are subscribers to such interests. If the applicant has more than 50 stockholders, stock subscribers or holders of membership certificates or other ownership interests, furnish the information as to officers, directors, members of governing board, and all persons or entities who are the beneficial or record owners of or have the right to vote 1% or more of the capital stock, membership or owner interest except that if such entity is a bank, insurance company or investment company (as defined by 15 U.S.C. §80a-3) which does not invest for purposes of control, the stock, membership or owner interest need only be reported if 5% or more

Applicants are reminded that questions 5 through 7 of this Section must be completed as to all "parties to this application" as that term is defined in the instructions to Section II of this form.

Name and Residence (Home) Address(es)	Nature of Partnership Interest or Office Held	Director or Member of Governing Board		% of: Ownership (O) or Partnership (P) or Voting Stock (VS) or Membership (M)
		YES	NO	
(a)	(b)	(c)		(d)
Jack P. McCarthy 3604 Williamsborough Court Raleigh, NC 27609	President and Treasurer	x		43.50% (VS)
Carl V. Venters, Jr. 520 Lakestone Drive Raleigh, NC 27609	Chairman Of The Board and Secretary	x		43.50% (VS)
Carl W. Davis 214 Ronaldsby Drive Cary, NC 27511	Vice President For Engineering		x	0%
George E. King, Jr. 1211 Walnut Street Cary, NC 27511	Vice President Chief Financial Officer Assistant Treasurer Assistant Secretary	x		0%
Richard F. Harlow 1711 Duvall Greensboro, NC 27411		x		0%
Philip A. Zachary 9440 Prince George Lane Raleigh, NC 27615		x		0%