

which reserves the right in its sole discretion to reject any game, contest, or promotion.

XI. Licensee Discretion Paramount. In accordance with the licensee's responsibility under the Communications Act of 1934, as amended, and the rules and regulations of the Federal Communications Commission, Licensee reserves the right to reject or terminate any advertising proposed to be presented or being presented over the Stations which is in conflict with Station policy or which in the reasonable judgment of Licensee or its General Manager/Chief Engineer would not serve the public interest.

XII. Programming in Which Broker has a Financial Interest. Broker shall advise the General Manager of the Stations with respect to any programming (including commercial(s) concerning goods or services in which Broker has a material financial interest. Any announcements for such goods and services shall clearly identify Broker's financial interest.

XIII. Programming Prohibitions. Broker shall not broadcast any of the following programs or announcements:

A. False Claims. False or unwarranted claims for any product or service.

B. Unfair Imitation. Infringements of another advertiser's rights through plagiarism or unfair imitation or either program idea or copy, or any other unfair competition.

C. Commercial Disparagement. Any disparagement of competitors or competitive goods.

D. Profanity. Any programs or announcements that are slanderous, obscene, profane, vulgar, repulsive or offensive, either in theme or treatment.

E. Price Disclosure. Any price mentions except as permitted by Licensee's policies current at the time.

F. Unauthenticated Testimonials. Any testimonials which cannot be authenticated.

G. Descriptions of Bodily Functions. Any continuity which describes in a repellent manner internal bodily functions or symptomatic results or internal disturbances, and no reference to matters which are not considered acceptable topics in social groups.

H. Conflict Advertising. Any advertising matter or announcement which may, in the reasonable opinion of Licensee, be injurious or prejudicial to the interests of the public, the Station, or honest advertising and reputable business in general.

I. Fraudulent or Misleading Advertisement. Any advertisement matter, announcement, or claim which Broker knows to be fraudulent, misleading, or untrue.

Licensee may waive any of the foregoing regulations in specific instances if, in its reasonable opinion, good broadcasting in the public interest will be served thereby.

In any case where questions of policy or interpretation arise, Broker shall submit the same to Licensee for decision before making any commitments in connection therewith.

**TIME BROKERAGE AGREEMENT**

**ATTACHMENT IV**

County of \_\_\_\_\_

State of New York

**ANTI-PAYOLA/PLUGOLA AFFIDAVIT**

\_\_\_\_\_  
(Name) \_\_\_\_\_, being first duly sworn, deposes  
and says as follows:

1. He is \_\_\_\_\_ (Position) \_\_\_\_\_ for ("Broker").
2. He has acted in the above capacity since \_\_\_\_\_ (date) \_\_\_\_\_.
3. No matter has been broadcast by Station WWSC/WYLR for which service, money or other valuable consideration has been directly or indirectly paid, or promised to, or charged, or accepted, by him from any person, which

matter at the time so broadcast has not been announced or otherwise indicated as paid for or furnished by such person.

4. So far as he is aware, no matter has been broadcast by Station WWSC/WYLR for which service, money, or other valuable consideration has been directly or indirectly paid, or promised to, or charged, or accepted by Station WWSC/WYLR by the Broker, or by any independent contractor engaged by the Broker in furnishing programs, from any person, which matter at the time so broadcast has not been announced or otherwise indicated as paid for or furnished by such person.

5. In the future, he will not pay, promise to pay, request, or receive any service, money, or any other valuable consideration, direct or indirect, from a third-party, in exchange for the influencing of, or the attempt to influence, the preparation or presentation of broadcast matter on Station WWSC/WYLR.

6. Except as may be reflected in paragraph 7 hereof, neither he, his spouse nor any member of his immediate family has any present direct or indirect ownership interest in any entity engaged in the following business or activities (other than An investment in a corporation whose stock is publicly held), serves as An officer or director of, whether with or without compensation, or serves as An employee of, any entity engaged in the following business or activities:

1. The publishing of music;
2. The production, distribution (including wholesale and retail sales outlets), manufacture or exploitation of music, films, tapes, recordings or electrical transcriptions of any program material intended for radio broadcast use;

3. The exploitation, promotion, or management of persons rendering artistic, production and/or other services in the entertainment field;
4. The ownership or operation of one or more radio or television stations;
5. The wholesale or retail sale of records intended for public purchase;
6. The sale of advertising time other than on Station WWSC/WYLR or any other station owned by the Broker.
7. A full disclosure of any such interest referred to in paragraph 6, above, is as follows:

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Affiant

Subscribed and sworn to before me  
this \_\_\_\_ day of \_\_\_\_\_, 199\_\_.

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Notary Public

My commission expires: \_\_\_\_\_

**EXHIBIT B**

# AFFIDAVIT

STATE OF NEW YORK )  
COUNTY OF WARREN ) ss.:

Michael Seidel, residing 30 Sheridan Street, Glens Falls, New York, being duly sworn, deposes and says:

- 1) On January 8, 1997 I interviewed Thomas J. (Jake) Jacobsen, who identified himself as "Jake Jacobsen, Operations Manager, WYLR."

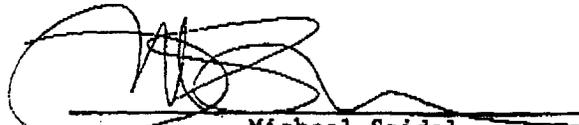
I asked Mr. Jacobsen which personnel working at the radio station were being paid by Christopher Lynch and/or Normandy Broadcasting and Mr. Jacobsen replied that he did not know, and that he was not.

Mr. Jacobsen told me we would have to talk to the Station Manager Paul Vega, whom he said was currently out making customer sales calls.

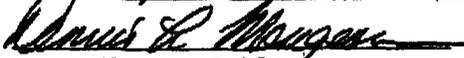
This conversation terminated when a man who identified himself as Paul Vega entered, and Mr. Jacobsen left the room. Mr. Vega was questioned regarding who at the station was on the Lynch/Normandy payroll to provide licensee managerial and engineering presence. Mr. Vega responded both he and Mr. Jacobsen were on the Lynch/Normandy payroll to provide these functions.

- 2) On the morning of 01-14-97, in response to my prior visit to the radio station, I received a telephone call at my office from Christopher Lynch. I asked Mr. Lynch which personnel at the station he paid to represent him in a management and engineering capacity, and he responded that he personally performed the management and engineering duties at the station in satisfaction of his license requirements. I questioned him again, specifically asking if he acted as day-to-day hands-on Manager and Engineer, and he responded "yes."

Mr. Lynch also indicated his wife works with him, assisting in the running of the station.

  
Michael Seidel

Sworn to before me this 10th  
day of APRIL, 1997

  
Notary Public

GENES L. MONGEON  
Notary Public, State of New York  
Warren County, No. 01MO4972058  
My Commission Expires 9/15/97

**EXHIBIT C**

STATE OF NEW YORK )  
 )..ss  
COUNTY OF WARREN )

Thomas A. Erdman, residing in Glens Falls, NY being duly sworn, deposes and says:

1. January 8<sup>th</sup> 1997 I rode with Michael Seidel to radio station WWSC/WYLR located at 217 Dix Avenue, Glens Falls, New York. Upon entering the building via the front entrance at 11:00 AM, we were greeted by a woman in her late fifties, who appeared to be a receptionist. Mr. Seidel asked to see the public file and the woman went into another room and returned with a man in his late thirties dressed in a suit; he identified himself as Doug Haight, a salesman for the stations. Next a man with a beard and baseball hat came out of the sound booth, he identified himself as Jake Jacobsen and Mr. Seidel repeated his request to see the public file and the program and issues list for all quarters after the first quarter of 1991. Mr. Jacobsen referred us to Paul Vega who was out making sales calls, but was expected back shortly. Mr. Seidel asked Mr. Jacobsen who at the station was on the payroll of Normandy Broadcasting, and Mr. Jacobsen stated, "I'm not," and also said he did not know of anyone at the station who was. He said Mr. Vega, the station manager would know. At that point Paul Vega walked into the station carrying a box of Dunkin Doughnuts. Mr. Seidel explained to Mr. Vega that he would like to see the public file and the issues and programs lists and Mr. Vega was hesitant to show them, explaining they were quite extensive and not readily available. Mr. Seidel asked Mr. Vega who at the station is paid by Normandy Broadcasting and he stated that both he and Mr. Jacobsen were. Mr. Vega made a photocopy of Mr. Seidel's request list and Mr. Seidel told Mr. Vega the law allowed the station seven days to provide copies of the requested material. Mr. Seidel and I left the station 11:30 am.
2. January 20<sup>th</sup> 1997, 3:50 PM, I drove to WYLR/WWSC at 217 Dix Avenue, Glens Falls, New York. I entered the building through the public entrance, The office was empty and there was a woman in her late twenties/early thirties, identifying herself as Jessica Redmond came out of an office and asked if she could help me. I asked for Chris Lynch. Ms. Redmond stated that Chris Lynch no longer works at the station. I asked if she meant the father or the son and she stated that neither of them was with the station anymore. I asked if Mr. Lynch's wife worked at the station and Ms. Redmond stated that she didn't work there either.
3. January 21<sup>st</sup> 1997, 3:00 PM, I drove to WYLR/WWSC at 217 Dix Avenue, Glens Falls, New York. I entered the building through the public entrance, a man in his twenties came from the broadcast booth, and he identified himself as Dave Bingha. I asked if Mr. Lynch was in he stated that Mr. Lynch is at the station "few and far between."
4. January 23rd 1997, 10:30 AM, I drove to WYLR/WWSC at 217 Dix Avenue, Glens Falls, New York. I entered the building through the public entrance; in the lobby sat Ms. Redmond and Mike Hare, news director for the stations.

Ms. Redmond stated Mr. Lynch not in today. I asked to see Mr. Lynch's office; Ms. Redmond walked to the main hallway, turned to the left and then said, "Oh it's locked." Ms. Redmond then stated that she previously told me that Mr. Lynch no longer worked at the station because she thought I was a ballooning friend of Mr. Lynch's.

5. January 24<sup>th</sup> 1997, 12:50 PM, I drove to WYLR/WWSC at 217 Dix Avenue, Glens Falls, New York. I entered the building through the public entrance; I was greeted at the front desk by Steve Teft, a disc jockey for the station. He told me Mr. Lynch was not in. He suggested that I call Paul Vega and set up an appointment. Mr. Jacobsen came from the broadcast booth and he stated Mr. Lynch would be at the station in ten minutes. I left the station and returned in ten minutes, at 1:03 PM. At 1:10 PM a man entered. He wore glasses, dirty blue jeans, a stained black denim shirt and a leather jacket. He had straight, long blonde hair, apparently not recently washed. He had a beard and mustache, and offered a very poor appearance. He came in through the public entrance, and identified himself as Chris Lynch, owner of the station. He and I went to an office directly across from the lobby and sat at a small desk facing the wall. There were no visible markings to indicate this was his office. There were no plaques or nameplates on the desk or on the door. There was another larger desk facing the door. The desk at which Mr. Lynch sat had some boxes and other items on it. It appeared to be used only for storage. I asked Mr. Lynch if he could show me something that would indicate this room to be his office. He stated that the whole building was his office. He also stated that he maintains an office in his home. I asked him how many hours he spent at the radio station each week and he replied that it was none of my business, "Enough to run it." I asked him if he was running this station and he said, "Of course I am." I asked him who pays the utilities for the station he again stated that it was none of my business. He showed me the lobby full of certificates all thanking the staff of the stations. One plaque was to Chris Lynch from the Lion's Club, dated 1984. Mr. Lynch stated he takes a Buddhist approach to awards, giving the staff all the credit. He also explained that the radio business was done on the road and his presence at the station was not necessary. Mr. Lynch received a package in the mail addressed to him at 217 Dix Avenue, Glens Falls New York, he also received some assorted mail.
6. January 27<sup>th</sup> 1997, 9:00 AM, 10:30 AM, 12:30 PM, 3:30PM, I drove to WYLR/WWSC at 217 Dix Avenue, Glens Falls, New York. Mr. Lynch's vehicle was not at the station. Calls made to the station verified he was not there.
7. January 29<sup>th</sup> 1997, 1:00 PM, I drove to WYLR/WWSC at 217 Dix Avenue, Glens Falls, New York. I entered the building through the public entrance. I asked for Chris Lynch and was told by Steve Teft that he was not on the premises. I asked to see the public file. Mr. Teft was unsure what to do, he called Paul Vega, and Mr. Vega returned to the station. Mr. Vega was agitated, he allegedly spoke to Mr. Lynch the evening before and told me that Mr. Lynch had quoted a large sum of money for copying the contents of the public file.

Mr. Vega asked me if I agreed to the sum, I asked him how much did Mr. Lynch quote and he did not answer. Mr. Vega stated that I was disrupting the staff of the radio station by asking for Mr. Lynch and requesting copies of the contents from the public file. Mr. Vega did not want to give me copies of the file without Mr. Lynch present. I made copies of three sheets of the issues list, and set up an appointment when I could meet with Mr. Lynch on Monday February 3<sup>rd</sup> at 1:00 PM.

8. February 3<sup>rd</sup> 1997, 1:00 PM, I rode to WYLR/WWSC at 217 Dix Avenue, Glens Falls, New York, with Michael Seidel. We entered the building through the public entrance. Mr. Lynch was at the station in the lobby. I asked for copies of the public file and Mr. Lynch said he would make copies of the LMA and the program and issues lists, he stated they would be ready on the 5<sup>th</sup> of February. I asked Mr. Lynch who paid the power bills and he again said it was none of my business. Mr. Lynch told Mr. Seidel and me that he had defended a license challenge 4 or 5 years before. He indicated he did it pro se. Mr. Lynch told us that he ran into some financial trouble and brought in an outside party to help run the station and the arrangement was working well.
9. February 5<sup>th</sup> 1997, 2:30 PM, I drove to WYLR/WWSC at 217 Dix Avenue, Glens Falls, New York. I entered the building through the public entrance. I spoke to Jessica Redmond, she told me that Mr. Lynch was not in today. I explained to her that Mr. Lynch was going to have copies of the public file for me to pick up. Ms. Redmond called Mr. Lynch at home and then I spoke to him on the office telephone. Mr. Lynch told me that he was unable to copy the requested documents because he had been out shoveling driveways all day. He would have the items ready for pickup the following day (2/6/97).
10. February 6<sup>th</sup> 1997, 12:30 PM, I called WYLR/WWSC. I spoke to Jessica Redmond, she told me that Mr. Lynch was not in today. I called Mr. Lynch at home, he said he was babysitting and would not be able to give me the requested copies. I set an appointment for 11:00 AM on February 7<sup>th</sup> 1997. To pick up the requested documents.
11. February 7<sup>th</sup> 1997, 11:00 AM, I drove to WYLR/WWSC at 217 Dix Avenue, Glens Falls, New York. I entered the building through the public entrance. Mr. Lynch was in the lobby and had copies of the LMA but did not have the issues list for the quarters following the first quarter of 1991. I paid Mr. Lynch for the copies (\$.50 per page). Mr. Lynch said he would have the issues list ready for me on Monday 2/10/97.
12. February 10<sup>th</sup> 1997, 1:00 PM, I drove to WYLR/WWSC at 217 Dix Avenue, Glens Falls, New York. I entered the building through the public entrance. I spoke to Mr. Jacobsen, who indicated Mr. Lynch was not in today. I explained to him that Mr. Lynch was supposed to have the issue lists photocopied so I could pick them up. Mr. Jacobsen called Mr. Lynch at home, Mr. Lynch wanted me to come back to the station at 4:30 PM, indicating he would have the copies ready for pick up.

I arrived at the station at 4:30 PM. Mr. Lynch arrived at the station at 5:05 and provided copies (\$50 per page) of the issues list. Attached are true and correct copies of the issues list given to me by Mr. Lynch.

Thomas A. Erdman  
Thomas A. Erdman

Sworn Before me this 17<sup>th</sup> day  
of March 1997.

Dennis L. Mongeon  
Notary Public

DENNIS L. MONGEON  
Notary Public, State of New York  
Warren County, No. 0110472058  
My Commission Expires 9/7/98

# WWSC

1450 AM  
GLENS FALLS'  
HERITAGE STATION

# North Country Media

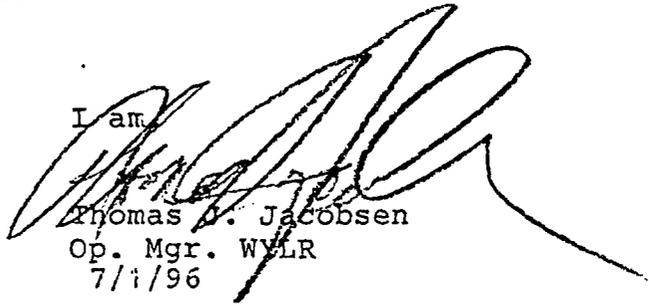
CHARTER AFFILIATES OF THE  
AMERICAN BROADCASTING COMPANY

217 DIX AVE., GLENS FALLS, NY 12801 • 518-793-4444 • FAX 792-3374

# North Country 95.9

The WYLR/WWSC Issues list from 1991 has been used to compile the quarterly issues of the stations from January 1991-July 1996 when the list was updated. (See attached new list) During those periods of January 1991-July 1996 WYLR did not use the issue listed as ABORTION, Nor the issue listed as elderly as our format prior to October 1995 was Classic Rock and did not apply to these issues. In the update of the issues on July 1996 WWSC and WYLR removed abortion as an issue, as we find it very hard in this community to address something as touchy as this subject. Plus abortion to date is a legal right and we do not debate this issue due to the fact that it is a legal right of women.

I am

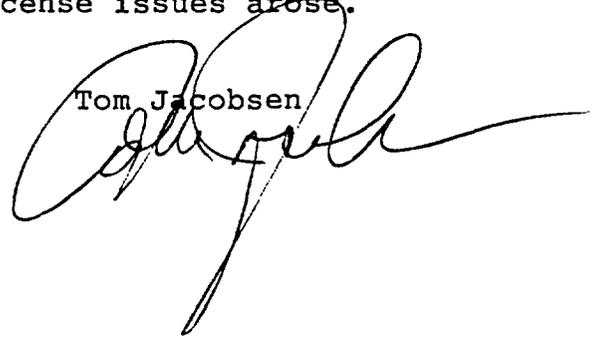


Thomas D. Jacobsen  
Op. Mgr. WYLR  
7/1/96

Chris,

I think the enclosed documents should answer any questions as to what issues list these stations have used to compile their public files from 1991-Present. Not knowing this would ever come up I made this document when I changed the list and filed the second quarter 1996. I put this entry in an envelope in the 2nd, 3rd and 4th quarters of 1996. The dates and signature of this document is 100% authentic and if need be I will testify to its authenticity and the fact that this document was generated and filed before any of the current license issues arose.

Tom Jacobsen

A handwritten signature in black ink, appearing to read 'Tom Jacobsen', written over the typed name. The signature is fluid and cursive, with a long horizontal stroke extending to the right.

**WWSU**  
1450 AM

**GOOD NEWS!**

**Y96 FM**  
WYLR

Tendered & Rec'd \$ 12.50, Payment in full for  
all public file paperwork requested from Normandy  
Broadcasting Corp.

25 ISSUES ~~AND~~

~~Programs~~ lists from 1991 to  
present

Thomas A. Edman  
President  
Normandy  
Broadcasting Corp

*1st Quarter 1991*

QUARTERLY ISSUES

The following is a list of the problems in the Greater Glens Falls community that we have ascertained to be significant issues during the period of ~~January - March~~ 31, 1991. Attached is documentation of typical and/or illustrative programming we have run to address these issues.

1. Funding Cutbacks to local non-profit groups, resulting in an increased need for help.
2. Environmental Issues, including the Washington County Burn Plant, Landfills and recycling confusion.
3. General Problems (scheduled power outages, snow removal, hydrant flushing, parking, etc.)
4. High Unemployment/Poor Economy.
5. Youth Problems -- Substance Abuse, Aids Prevention, Family Matters.
6. Lack of knowledge and involvement in the Government.
7. General Substance Abuse, including Smoking, Narcotics, Alcohol and Prescribed Drugs.
8. The continuing Blood Crisis.
9. Medical Bills/Health Problems in the Community.
10. The Elderly -- Dealing with Fixed Incomes, Burdened Nursing Homes, Home Health Care, Physical/Verbal Abuse and Sagging Support Budgets. *Non Issue WPCR*
11. Funding Cutbacks to the Arts, thus creating a need for broader patronage.
12. Abortion as a new function in Glens Falls. *Non Issue WPCR*



3rd Quarter 1991

QUARTERLY ISSUES

The following is a list of the problems in the Greater Glens Falls community that we have ascertained to be significant issues during the period of ~~October 1 - September 30, 1991~~. Attached is documentation of typical and/or illustrative programming we have run to address these issues.

1. Funding Cutbacks to local non-profit groups, resulting in an increased need for help.
2. Environmental Issues, including the Washington County Burn Plant, Landfills and recycling confusion.
3. General Problems (scheduled power outages, snow removal, hydrant flushing, parking, etc.)
4. High Unemployment/Poor Economy.
5. Youth Problems -- Substance Abuse, Aids Prevention, Family Matters.
6. Lack of knowledge and involvement in the Government.
7. General Substance Abuse, including Smoking, Narcotics, Alcohol and Prescribed Drugs.
8. The continuing Blood Crisis.
9. Medical Bills/Health Problems in the Community.
10. The Elderly -- Dealing with Fixed Incomes, Burdened Nursing homes, Home Health Care, Physical/Verbal Abuse and Sagging Support Budgets.
11. Funding Cutbacks to the Arts, thus creating a need for broader patronage.
12. Abortion as a new function in Glens Falls.

*4th quarter 1991*

QUARTERLY ISSUES

The following is a list of the problems in the Greater Glens Falls community that we have ascertained to be significant issues during the period of October 1 - December 31, 1991. Attached is documentation of typical and/or illustrative programming we have run to address these issues.

1. Funding Cutbacks to local non-profit groups, resulting in an increased need for help.
2. Environmental Issues, including the Washington County Burn Plant, Landfills and recycling confusion.
3. General Problems (scheduled power outages, snow removal, hydrant flushing, parking, etc.)
4. High Unemployment/Poor Economy.
5. Youth Problems -- Substance Abuse, Aids Prevention, Family Matters.
6. Lack of knowledge and involvement in the Government.
7. General Substance Abuse, including Smoking, Narcotics, Alcohol and Prescribed Drugs.
8. The continuing Blood Crisis.
9. Medical Bills/Health Problems in the Community.
10. The Elderly -- Dealing with Fixed Incomes, Burdened Nursing Homes, Home Health Care, Physical/Verbal Abuse and Sagging Support Budgets.
11. Funding Cutbacks to the Arts, thus creating a need for broader patronage.
12. Abortion as a new function in Glens Falls.

*1st Quarter 1992*

QUARTERLY ISSUES

The following is a list of the problems in the Greater Glens Falls community that we have ascertained to be significant issues during the period of ~~January - March 31, 1992~~. Attached is documentation of typical and/or illustrative programming we have run to address these issues.

1. Funding Cutbacks to local non-profit groups, resulting in an increased need for help.
2. Environmental Issues, including the Washington County Burn Plant, Landfills and recycling confusion.
3. General Problems (scheduled power outages, snow removal, hydrant flushing, parking, etc.)
4. High Unemployment/Poor Economy.
5. Youth Problems -- Substance Abuse, Aids Prevention, Family Matters.
6. Lack of knowledge and involvement in the Government.
7. General Substance Abuse, including Smoking, Narcotics, Alcohol and Prescribed Drugs.
8. The continuing Blood Crisis.
9. Medical Bills/Health Problems in the Community.
10. The Elderly -- Dealing with Fixed Incomes, Burdened Nursing Homes, Home Health Care, Physical/Verbal Abuse and Sagging Support Budgets.
11. Funding Cutbacks to the Arts, thus creating a need for broader patronage.
12. Abortion as a new function in Glens Falls.

(B:QTRISSUE)

*3rd Quarter 1994*

QUARTERLY ISSUES

The following is a list of the problems in the Greater Glens Falls community that we have ascertained to be significant issues during the period of ~~April 1 - December 31, 1994~~ *1994*. Attached is documentation of typical and/or illustrative programming we have run to address these issues.

1. Funding Cutbacks to local non-profit groups, resulting in an increased need for help.
2. Environmental Issues, including the Washington County Burn Plant, Landfills and recycling confusion.
3. General Problems (scheduled power outages, snow removal, hydrant flushing, parking, etc.)
4. High Unemployment/Poor Economy.
5. Youth Problems -- Substance Abuse, Aids Prevention, Family Matters.
6. Lack of knowledge and involvement in the Government.
7. General Substance Abuse, including Smoking, Narcotics, Alcohol and Prescribed Drugs.
8. The continuing Blood Crisis.
9. Medical Bills/Health Problems in the Community.
10. The Elderly -- Dealing with Fixed Incomes, Burdened Nursing homes, Home Health Care, Physical/Verbal Abuse and Sagging Support Budgets.
11. Funding Cutbacks to the Arts, thus creating a need for broader patronage.
12. Abortion as a new function in Glens Falls.