

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of) MB Docket No. 14-82
)
PATRICK SULLIVAN) FRN 0003749041, 0006119796,
(Assignor)) 0006149843, 0017196064
)
and) Facility ID No. 146162
)
LAKE BROADCASTING, INC.) File No BALFT-20120523ABY
(Assignee))
)
Application for Consent to Assignment of)
License of FM Translator Station W238CE,)
Montgomery, Alabama)

To: Enforcement Bureau

**LAKE BROADCASTING, INC.'S RESPONSE TO ENFORCEMENT BUREAU'S
SECOND REQUEST FOR PRODUCTION OF
DOCUMENTS**

Pursuant to Section 1.325 of the Commission's Rules, Lake Broadcasting, Inc. ("Lake"), by its attorney, hereby responds to the Enforcement Bureau's ("Bureau") March 4, 2015 Second Request for Production of Documents. Although the Second Request is directed only to Lake, this Response also includes any documents in the possession, custody, or control of Mr. Michael S. Rice, Lake's President.

Following is an annotation of what will be produced in the future, does not exist, and any objections to production.

Request 1. All Documents referenced in the November 22, 2014 Duncan-Hively ("DH") Psychology Report.

The only document referenced in the DH report was the Psychological Evaluation of Michael Rice by Ann Dell Duncan, Ph.D, J.D., and Wells Hively, Ph.D, dated September 18, 1991. That document was provided to the Bureau in response to its First Request for Production of Documents on August 15, 2014.

Request 2. All Documents, including but not limited to test results and examination reports, upon which Duncan-Hively relied in preparing their DH Report.

Lake has thoroughly discussed this matter with Drs. Duncan and Hively and Mr. Michael Rice. Duncan-Hively state that their medical ethics preclude them from making their test results and notes available to anyone other than another licensed and qualified psychologist, who is licensed and trained in forensic psychology, qualified as a test administrator, and a clinical psychologist. In addition, Mr. Rice must consent to any such transfer of documents, because they are privileged medical documents pertaining to him, which are protected by the doctor-patient privilege.

The Bureau has informed Lake that it has retained the services of Dr. Kimberly Weitzl as an expert in this case, and the Bureau has supplied her curriculum vitae. Duncan-Hively and Lake are satisfied with Dr. Weitzl's credentials and are prepared to transmit the requested documents to Dr. Weitzl directly at her address in Alton, Illinois or via e-mail to her at KWeitzl@aol.com. This transmittal would not be to the Bureau itself, and the information would not be placed in this hearing docket.

In addition, it is understood through informal conversations with Bureau counsel that Dr. Weitzl will prepare a written report based on these documents and the DH Report, and that report will be transmitted to Lake at least two weeks before the evidentiary hearing herein.

It is further understood that the transmittal of these documents to Dr. Weitzl and the preparation of a written report by Dr. Weitzl based thereon are in lieu of the time and expense needed to depose Mr. Rice, Dr. Duncan, and/or Dr. Hively before hearing or sending them written interrogatories pertaining to these matters. Lake has already indicated that it will produce Dr. Duncan and Mr. Rice at hearing, if requested, for cross-examination by the Bureau.

Lake requests confirmation by the Bureau of all of the above understandings. Upon receipt of same, Lake will promptly transmit the requested documents to Dr. Weitzl.

Request 3. All examination reports and test results and notes relating thereto from the 1991 examination referenced in the DH Report.

Lake's counsel discussed this request with Drs. Duncan and Hively, and they informed him that the requested reports, test results, and notes no longer exist. They were destroyed several years ago under a protocol that requires retention of such documents for only 12 years.

Request 4. All examination reports and test results and notes relating thereto from the 2014 examination referenced in the DH Report.

See Response to Request 2.

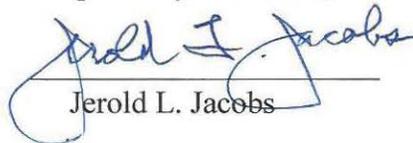
Request 5. All examination reports and test results and notes relating thereto from any examination or test conducted on Mr. Rice subsequent to the preparation of the DH Report.

No such documents exist, because no examination or test was conducted on Mr. Rice subsequent to the preparation of the DH Report.

Request 6. Federal income tax returns filed by or on behalf of Michael Rice in 2014, 2013, 2012, 2011, and 2010.

OBJECTION. Lake objects to this Request on behalf of Mr. Rice, because the contents of Mr. Rice's Federal income tax returns are irrelevant to Mr. Rice's rehabilitation and the issues designated in this proceeding. The Bureau made a similar request as Request 19 in its First Request for Production of Documents, and Lake made the same objection at that time. If the Bureau wishes a declaration or affidavit from Mr. Rice's accountant attesting to the filing of Federal income tax returns, Mr. Rice can obtain that.

Respectfully submitted,



Jerold L. Jacobs

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Counsel for Lake Broadcasting, Inc.

Dated: March 16, 2015

CERTIFICATE OF SERVICE

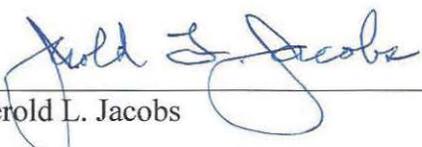
I, Jerold L. Jacobs, hereby certify that on this 16th day of March, 2015, I filed the foregoing "Lake Broadcasting, Inc.'s Response to Enforcement Bureau's Second Request for Production of Documents" in ECFS and caused a copy to be sent via First Class United States Mail and via e-mail to the following:

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