

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

In the Matter of)
)
Adoption of Rules Relating to the) RM 10012
Operation of Radio and Television)
Station Under Time Brokerage Agreement)

To: The Commission

COMMENTS IN SUPPORT OF PETITION FOR RULE MAKING

Sally Hoskins hereby supports the above-referenced Petition for Rule Making urging the Commission to open a rule making proceeding to develop specific rules for licensees and time brokers to follow in order to ensure that the operation of broadcast station under a time brokerage or local marketing agreement does not result in an unauthorized transfer of control of the brokered station in violation of Section 310(d) of the Communications Act of 1934, as amended (the AAct@).

I have participated in time brokerage agreements as a licensee and I agree with Petitioner that the Commission’s general statements to the effect that a licensee must “retain control over its station=s Aprogramming, staff and finances@ provide no useful guidance to licensees or brokers as to how they should act under a time brokerage agreement in order not to violate Section 310(d). Despite my best and sincere efforts to comply with the Commission’s policies regarding licensee control over brokered station, because there were no clear rules to guide me, I became involved in a lengthy and costly proceeding to determine whether the time brokerage relationship that I participated in had resulted in a transfer of control. If there had been clear rules governing the operation of station’s under time brokerage arrangements, I would have abided by them. Because of

the absence of specific rules, I became tied up in a proceeding that the FCC which lasted for several years. The FCC owes it to its licensees, and to itself, to set out specific rules for licensees and brokers to follow.

Respectfully submitted,

Sally Hoskins

December 21, 2000