

**FCC Form 318**

**Section II - Legal**

New LPFM station applicants must complete all questions in Section II. Major and minor change applicants must complete only questions 1, 4, 6, 7 and 9.

<p>1. <b>Certification.</b> Applicant certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Applicant further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application, instructions, and worksheets.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>
<p>2. <b>Eligibility.</b> The applicant certifies that:</p> <p>a. it is a nonprofit educational institution;</p> <p>b. it is a nonprofit educational organization; or</p> <p>c. it proposes a noncommercial public safety radio service to protect the safety of life, health or property.</p> <p>Note: Applicants that answer "Yes" to 2a. or 2b. must include an exhibit that describes the applicant's educational program and how its proposed station will be used to advance its educational program. The exhibit should include the state and date of applicant's incorporation.</p>	<p><input type="radio"/> Yes <input checked="" type="radio"/> No</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p> <p>[Exhibit 2]</p>
<p>3. <b>Parties to the Application.</b></p> <p>a. List separately each party to the application including, as applicable, the applicant, its officers, directors, five percent or greater stockholders, non-insulated partners, members, and all other persons and entities with attributable interests. If a corporation or partnership holds an attributable interest in the applicant, list separately, as applicable, its officers, directors, five percent or greater stockholders, non-insulated partners, and board members. Create a separate row for each individual or entity. Attach additional pages if necessary.</p> <p>(1) Name and address of party.</p> <p>(2) Citizenship.</p> <p>(3) Positional Interest: Officer, director, general partner, limited partner, LLC member, or investor/creditor attributable under the Commission's <b>equity/debt plus</b> standard.</p> <p>(4) Percentage of votes.</p> <p>(5) Percentage of total assets (equity plus debt).</p> <p>[Enter Parties/Owners Information]</p> <hr/> <hr/> <p>b. Applicant certifies that equity and financial interests not set forth above are non-attributable.</p>	<p><input type="radio"/> Yes <input checked="" type="radio"/> No</p> <p><input type="radio"/> N/A</p> <p>See Explanation in [Exhibit 3]</p>
<p>4. <b>Community-Based Criteria.</b> The applicant certifies that:</p> <p>a. it is a nonprofit educational institution or organization that is physically</p>	<p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>

<p>headquartered or has a campus within 16.1 kilometers (10 miles) of the proposed transmitting antenna site set forth in this application;</p> <p>b. it is a nonprofit educational institution or organization that has 75 percent of its board members residing within 16.1 kilometers (10 miles) of the proposed transmitting antenna site set forth in this application; or</p> <p>c. it proposes a public safety radio service and has jurisdiction within the service area of the proposed LPFM station.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
<p>5. <b>Ownership.</b> The applicant certifies, based on its completion of Worksheet 1 and its review of the instructions to this application, that:</p> <p>a. no party to this application has an attributable interest in any other low power FM broadcast station;</p> <p>b. no party to this application has an attributable interest in any non-LPFM broadcast station, including any full power AM or FM station, FM translator station, full or low power television station, or any other media subject to the Commission's broadcast ownership restrictions;</p> <p>c. the applicant is in compliance with the Commission's policies relating to media interests of immediate family members; and</p> <p>d. the applicant is in compliance with the Commission's policies relating to investor insulation and the non-participation of non-party investors and creditors.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 4]</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>
<p>6. <b>Character Issues.</b> The applicant certifies that neither the applicant nor any party to the application has or has had any interest in, or connection with:</p> <p>a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or</p> <p>b. any pending broadcast application in which character issues have been raised.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 5]</p>
<p>7. <b>Adverse Findings.</b> The applicant certifies that no adverse finding has been made and no adverse final action has been taken by any court or administrative body as to the applicant, any party to this application, or any non-party equity owner in the applicant, in a civil or criminal proceeding brought under the provisions of any law related to the following: any felony; mass media related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination? If the answer is "No," attach as an Exhibit a full disclosure concerning the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), and a description of the disposition of the matter. Where the requisite information has been earlier disclosed in connection with another application or as required by 47 C.F.R. Section 1.65, the applicant need only provide: (i) an identification of that previous submission by reference to the file number in the case of an application, the call letters of the station regarding which the application or Section 1.65 information was filed, and the date of filing; and (ii) the disposition of the previously reported matter.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>[Exhibit 6]</p>
<p>8. <b>Unlicensed Operation.</b></p> <p>a. The applicant certifies, under penalty of perjury, that neither the applicant nor any party to the application has engaged in any manner, individually or with other persons, groups, organizations, or other entities, in the unlicensed operation of any station in violation of Section 301 of the Communications Act of 1934, as amended, 47 U.S.C. Section 301.</p> <p>b.</p> <p>For applicants responding "No" to Question 8a. only, the applicant certifies, under penalty of perjury, that to the extent the applicant or any party to the application has engaged in any manner, individually or with other persons, groups,</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>

<p>organizations or other entities, in the unlicensed operation of a station in violation of Section 301 of the Communications Act, as amended, 47 U.S.C. Section 301, all such engagement:</p> <p>i. ceased voluntarily no later than February 26, 1999, without direction from the Commission to do so; or</p> <p>ii. ceased within 24 hours of being directed by the Commission to terminate unlicensed operation of any station.</p>	<p><input type="radio"/> Yes <input type="radio"/> No</p> <p><input type="radio"/> Yes <input type="radio"/> No</p>
<p>9. <b>Anti-Drug Abuse Act Certification.</b> Applicant certifies that neither the applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>

---

## Exhibits

### Exhibit 2

**Description:** EDUCATIONAL OBJECTIVE

THE APPLICANT IS A NON-PROFIT ORGANIZATION WHICH HAS EXISTED IN THE DICKINSON COMMUNITY SINCE 2007. ITS OBJECTIVES INCLUDE THE FOLLOWING:

1. TO PROVIDE RELIGIOUS INSTRUCTION AND MORAL TEACHING.
2. TO TEACH PARENTS AND CHILDREN PRINCIPLES FOR STRENGTHENING THE HOME.
3. TO HELP MEMBERS OF THE COMMUNITY DISCOVER SOLUTIONS TO THE PERSONAL, SOCIAL, RELATIONAL AND HEALTH PROBLEMS TYPICAL OF CONTEMPORARY TIMES.
4. TO PROVIDE OPPORTUNITY FOR AND TO PROMOTE DISCUSSION OF ALL AREAS OF FAMILY, CONTEMPORARY SOCIAL, RELIGIOUS AND PERSONAL LIFE ISSUES.
5. TO TEACH THE IDEALS OF CITIZENSHIP, INTEGRITY, PERSONAL RESPONSIBILITY, MORAL RECTITUDE AND SPIRITUAL MATURITY.

TO FURTHER THOSE EDUCATIONAL OBJECTIVES, THE APPLICANT PROPOSES TO PRESENT A VARIETY OF PROGRAMMING TO INFORM, ENTERTAIN, STIMULATE AND EDUCATE THE AUDIENCE IN DICKINSON AND THE SURROUNDING PROPOSED SERVICE AREA. THE PROGRAMMING WILL BE DIRECTED TO LISTENERS OF ALL BACKGROUNDS AND AGES IN AN EFFORT TO INSTILL A SENSE OF HARMONY AND COOPERATION AMONG ALL MEMBERS OF THE COMMUNITY.

SUBJECT MATTER COVERED BY PROGRAMMING WILL INCLUDE FAMILY DEVELOPMENT, CHILD REARING AND EDUCATION, HEALTH INFORMATION AND RELIGION. PROGRAMS WILL BE DEVELOPED AND SELECTED SO AS TO BE RESPONSIVE TO THE NEEDS AND INTERESTS IN THE PROPOSED SERVICE AREA.

---

## Attachment 2

### Exhibit 4

**Description:** ATTRIBUTABLE INTERESTS

THE PRINCIPALS OF ASSIGNEE ARE ALSO PRINCIPALS OF ASSIGNOR AND THEREFORE HAVE AN EXISTING INTEREST IN KPAR-LP. NONE OF THEM HAS AN INTEREST IN ANY OTHER BROADCAST STATION.