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August 2, 1999

VIA TELECOPY

Mr. Carl Huie
Federal Communications Commission
Experimental Licensing Branch
Office of Engineering and Technology

Re: Experimental Station KA2XYL, FCC File No.
0006-EX-AL-1999

*no copy
Questions*

Dear Mr. Huie:

Attached hereto is an amendment to the referenced application for assignment of the license of experimental station KA2XYL in the form of the Assignee's portion of the electronically submitted FCC Form 702 application with those questions contained in the shaded portion of the electronic filing form answered on behalf of the Assignee, Westinghouse Air Brake Corporation.

If there should be any questions concerning this amendment, please communicate with the undersigned.

Sincerely,

Brian A. Johnson
Brian A. Johnson

(c) Does assignee acknowledge that, if Commission consents, assignment must be completed within 45 days of date consent and Commission must be notified by assignee in writing within 10 days of consummation? Yes

16. If assignee is a corporation or association, answer the following:

(a) Under laws of what State or County is it organized? Delaware

(b) Submit an exhibit containing a certified copy of the Articles of Incorporation if not heretofore filed with the Commission. If previously filed, state date and FCC Division?

(c) Is more than one-fifth of capital stock owned of record or may it be voted by aliens or their representatives or by a foreign government or representatives thereof, or by any corporation organized under the laws of a foreign country? No

(d) Is any director or officer an alien? If "YES", submit an exhibit containing the names and position of each. Submit an exhibit giving the names and addresses of all stockholders owning and/or voting 10% or more of assignee's stock and percentage of stock held by each. No

17.

(a) Is assignee directly or indirectly controlled by any other corporation? If "YES", submit an exhibit giving name and address of such controlling corporation. No

(b) Under the laws of what State or country is the controlling corporation organized?

(c) Is more than one-fourth of capital stock of such corporation owned of record or may it be voted by aliens, their representatives, or by a foreign government or representative thereof, by any corporation organized under the laws of a foreign country?

(d) Is any director or officer of the controlling corporation an alien? If "YES", submit an exhibit giving names and position of each.

(e) Is the above described controlling corporate in turn a subsidiary?

If "YES", submit an exhibit answering questions 17(a) to 17(e), inclusive, for each corporation to and including the organization having final control.

18.

(a) If applicant is an unincorporated association, answer 18(a) to (c): NA

Submit an exhibit describing purpose of association and provide number of members in the association.

(b) Submit as an exhibit a certified copy of the Articles of Association if not heretofore filed with the Commission. If previously filed, state date and FCC Division:

(c) Are any members aliens?

If "YES", submit an exhibit giving names and position of each.

19(a). Is assignee personally familiar with the Commission's rules governing the service which are the subject of this application? ☒ Yes ☐ No

19(b). Has assignee examined the subject facilities and determined that construction and operation is in compliance with current authorizations and the Commission's rules? ☒ Yes ☐ No

20(a). State assignee's relation to assignor, station or license: *

☐ Pro Forma Assignment ☐ Lessee ☐ Manager ☐ Financier

☒ Other (please specify in an exhibit)

See Exhibit No. 2

20(b). Identify ultimate parent corporation, if assignee is a subsidiary and give names and addresses of controlling individuals:

N/A

20(c). Submit as an exhibit a copy of the agreement showing assignee's interest in station, if not on file with the Commission. If previously filed, state date and FCC Division:

20(d). Submit as an exhibit a statement of the nature of assignee's interest in use and control of station, if assignee is not lessee, or if this is not a pro forma assignment. See Exhibit No. 2

21. Will assignee have absolute control of station, both as to physical operation and service provided? If "NO", submit an exhibit a copy of any contract which may affect assignee's right to do so. Yes

22. Submit as an exhibit a statement showing assignee's financial responsibility with respect to construction and/or operation of station. See Exhibit No. 3

23. Submit as an exhibit a statement indicating whether stock is to be sold for purpose of raising money to construct and/or operate station. See Exhibit No. 4

24. Submit as an exhibit a statement explaining how the construction and/or operation of the station will be in the public convenience, interest, or necessity. See Exhibit No. 5

25. The assignor's most recent applications for authorization are to be considered as part of this application, and the truth of the statements therein contained is hereby reaffirmed by the assignee, except insofar as the contrary expressly appears herein, and in the following particulars:

26. CERTIFICATION: The applicant waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests that written consent be granted to assign the authorizations herein mentioned to him/her. The assignee assumes all the obligations and agrees to abide by all the conditions imposed upon the assignor under the subject authorization except that he/she shall not be liable for any act done by, or any right accrued or any suit or proceeding had or commenced against, the assignor prior to said assignment. Neither the applicant nor any other party to the application is subject to a denial of Federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21. U.S.C. Section 862, because of a conviction for possession or distribution of a controlled substance.