

# **PUBLIC NOTICE**

FEDERAL COMMUNICATIONS COMMISSION 445 12th STREET S.W. WASHINGTON D.C. 20554

News media information 202-418-0500 Internet: http://www.fcc.gov (or ftp.fcc.gov) TTY (202) 418-2555

Report No. 325-00169

Thursday February 16, 2012

#### Permit To Deliver Programs to Foreign Broadcast Stations

#### **RE: Applications Accepted for Filing**

The applications listed herein have been found, upon initial review, to be acceptable for filing. The Commission reserves the right to return any of the applications if, upon further examination, it is determined they are defective and not in conformance with the Commission's Rules and Regulations and its Policies.

325-RWL-20120202-00001 Renewal

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GLR SOUTHERN CALIFORNIA LLC

Application for 325 (c) permit by GLR Southern California LLC, to renew authorization to deliver programming via electronic mean to radio station XEWW-AM, Tijuana, Baja California Norte, Mexico. The station operates on frequency 690kHz with authorized power of 77kW (day) and is licensed to W3 Comm Concesionaria, S.A. de C.V., a Mexican corporation.

Petitions to deny this application must reference the file number associated with the 325(c) application and be on file no later than 30 days from the date of the notice accepting this Application for filing. Guidelines for filings are available at: www.fcc.gov/osec. Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first- class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Natek, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N. E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p. m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW, Washington, D.C. 20554 . All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission. In addition, please submit one copy of your petition to Janice Shields, FCC, International Bureau, Room 6-B418, 445 12th Street, SW, Washington, D.C. 20554.

For more information concerning this Notice, contact Janice Shields at (202) 418-2153; Janice.Shields@fcc.gov; TTY 202-418-2555.

# Holland & Knight

2099 Pennsylvania Avenue, N.W., Sulte 100 | Washington, DC 20006 | T 202.955.3000 | F 202.955.5564 Holland & Knight LLP | www.hklaw.com

Norman P. Leventhal (202) 828-1860 norm.leventhal@hklaw.com

February 1, 2012 VIA UPS

Federal Communications Commission U.S. Bank Government Lockbox SL-MO-C2-GL 1005 Convention Plaza St. Louis, MO 63101

Re:

GLR Southern California LLC Form 308 Application

Dear Sir or Madam:

On behalf of GLR Southern California LLC, enclosed herewith are an original and one copy of an Application for Permit to Deliver Programs to Foreign Broadcast Stations (FCC Form 308) requesting Commission approval of the delivery, via electronics mean, of GLR's programming to Mexican radio station XEWW-AM.

Also enclosed is Remittance Advice (FCC Form 159) and a check in the amount of \$95,00 made payable to the Federal Communications Commission to cover the applicable filing fee.

Should you have any questions regarding this matter, please contact the undersigned.

Sincerely,

Norman P. Leventhal

Cc: Janice Shields, International Division

Tania Mercado, GLR Southern California LLC

Atlanta | Boston | Chicago | Fort Lauderdale | Jacksonville | Lakeland | Los Angeles | Miami | New York | Northern Virginia | Orlando Portland | San Francisco | Tallahassee | Tampa | Washington, D.C. | West Palm Beach #10906298\_v1 FOR COMMISSION USE ONLY File No.

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#### United States of America Federal Communications Commission Washington, D.C. 20554

# APPLICATION FOR PERMIT TO DELIVER PROGRAMS TO FOREIGN BROADCAST STATIONS (Cerefully read Instructions before filling out Form-RETURN ONLY FORM TO FCC)

1. Name of applica	ant Street Ad	idress or P. O. Box	City	State	ZIP Code		ephone clude a		( ماسم
GLR Southern California LLC		Office Tower ayne Boulevard	Miami	FL	33137	· •	05) 64	•	
2. Name and addr	ess to whom commu	nication should be ser	nt if different f	rom item	1.			. •	
Name Norman P. Leventhal, Esq.	Holland &	dress or P.O. Box Knight LLP ylvania Ave., N	<b>City</b> Washingt W	State on DC	<b>ZIP Code</b> 20006	(ind	ephone clude a 02) 82	188 çû	
3. Legal identity of	applicant: (only chec	k one box)	`	• •		•			
Individual	Pertnership	Corporation	Governm	ent Entit	γ 🖾 ભા	181			•
If Other specify:	Limited Liabil	ity Company			· .	•		•	
4. Application is fo	r:	ion	Re EX Extens	newal ion of Ex	listing Author	ity		•	
5. If applicant is an	individual, is applica	nt a citizen of the Ur	ited States?		N/A	· 🖸	YES		NO
	•	artners citizens of the	United States	67	N/A - but see Exhit		YES	Ċ	NO
7. If Applicant is a	corporation:		• •		N/A ·	•	•		
a. Under laws of	f what state was it o	rganized?	· ′ .		•				
be voted by a	liens or their represei	al stock of the corpol ntatives or by a foreig anized under the laws	in governmen	t or repr	esentative		I YES		NO
•	· · · · -		i ei a leivigir					<u> </u>	
c. is any oncer	or director of the cor	poradon an allenr			•	L	YES	تا	NO
If the answer	la Yes, give the follo	wing for each:	•			•	•		
Name	•	Nationality	•		Position				
· · ·	•	• .			. •	•			•
· · ·	· •	·				•			
•		; .	• • •	•	•				•
				•		• .			

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	s, give the following for the	Auna	, ,		•		
Name .	Address		State in which organized			•	
of record, or may it	wrth of the capital stock of be voted by allens, their n ereof, or by any corporation	epresentatives, or by a f	oreign government		YES		NO
f. Is any officer or mo	re than one-fourth of the d	irectors of the corporati	on an alien?		YES		NO
	, give the name, nationality umber of directors of the c				:	· •	
Name	Nationality	Position	Num	ber of	Direc	tors	
	· · · ·	• •		. •	•		
	•						
			• .				• _
. Is the above-describe	ed controlling corporation in	n turn a subsidiary?		Ē	YES		NQ
If the answer is Yes, holding company que organization having t	attach as Exhibit No estions in this paragraph fo ultimate control.	, additional information or each company, to an	answering the d including the				
. If the applicant is an	unincorporated association	n, give the following:	N/A				
Total numb	er of members Nu	mber of Allen memb	ors (If any)	•			
. State the following fo	or alian officers or director	s (if any);			•		•
Name	Nationali		Position				

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# 9, a. What is applicant's principal business?

.Network and syndicated radio program supplier and radio station owner.

b. Does applicant or any party to this application have any interest in, or connection with any AM, FM, or TV broadcast station (either domestic or foreign), or any application mending before the commission?	· · · ·	VEG	Ľ,	
pending before the commission?	. 6.1	YES	<b>ت</b> ـا	No
If the answer is Yes, attach Exhibit No. 2_ giving full particulars.				
0. Is applicant a representative of an alien or of a foreign government?		YES	K)	No
If the answer is Yes, explain.	•			
See Exhibit 1.				<u>.</u> •
	.:	• ••		
1, a. Has any radio station authorization previously issued to the applicant or party to this application been revoked, either by the Commission or by any court?		YES		No
b. Has any previous application by the applicant or party to this application been denied to the Commission or by a predecessor agency?		Yes		No
If the enswer to (a) and/or (b) is Yes, explain;	· ·			
	· ·		•••	
			••	·
a. Has applicant or any party to this application been found guilty by any court of any felony?	. <b>[</b> ]	۲ YES		N
		160	تشيا	14
b. Has applicant or any party to this application been finally adjudged guilty by a federal court of the violation of the laws of the United States relating to unlawful monopoly, restraint of trade, and/or unfair methods of competition?		YES	Ø	N
If the answer to (a) and/or (b) is Yes, explain.				
		·		
	.,			
	<b>E</b> /		10	÷.,

FCC 308 (Page 3) July 1988 13. Address of studio or other place at which programs will originate:

3500 West Olive Avenue, Burbank, CA 91505

14. State ownership of originating facilities.

GLR Southern California LLC

15. Describe the means (wireline, radio link, or other method) whereby programs will be delivered, to foreign station(s), including names of any interconnecting common carriers.

Programs will be delivered by satellite or internet.

16. Give the location, type, and authorized power of foreign station(s) to which programs will be delivered, and identify the licensee or operating agency of such station(s).

See Exhibit 3.

- Attach as Exhibit No. <u>4</u> a full explanation of the legal relationship between the applicant and foreign station(s) involved, including a copy of contract (if any) with foreign station(s).
- 18. (a) Attach as Exhibit No. <u>5</u> a statement as to whether program deliveries are to be intermittent or regularly scheduled, and the average number of hours per day, week and/or month during which the foreign station(s) involved will broadcast such programs.
  - (b) Attach as Exhibit No. <u>6</u> a detailed description of the nature and character of the programming proposed and the language to be employed.

#### CERTIFICATION

The APPLICANT acknowledges that all statements contained in this application and attached exhibits are material representations, and that the exhibits forming a part of this application are incorporated herein as if set out in full in the application. The undersigned certifies that the statements contained in this application are true, complete, and correct to the best of his/her knowledge and belief and are made in good faith.

Signed and deted this \_30th day of \_\_January \_\_\_\_2012

GLR Southern California LLC

(Name of Applicant)

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT. U.S. CODE, TITLE 18, SECTION 1001.

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Ву	Varias 1. Manute W.
•	(Signature)
	Carlos Accarate President
	(Titie)
	•

EXHIBITS furnished as required by this form:

Exhibit No.	Para. No. of form	Name of officer or employee (1) by whom or (2) under	Official title
1	6,10	where direction exhibit was prepared (show which)	· · · · ·
2	9 <b>.</b> b.	All exhibits were prepared under the	President
3	16	direction of Carlos Azcarate	GLR Southern California LLC
4.	17	•	
5	18(a)		
6	18(b)		
			1

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Exhibit No. 1 GLR Southern California LLC FCC Form 308 Paragraphs 6,10 February 2012

#### ALIEN OWNERSHIP

The applicant, GLR Southern California LLC ("GLR Southern California"), is a Dolawarc limited liability company whose sole member is GLR Broadcasting LLC ("GLR Broadcasting"), a Delaware limited liability company. GLR Broadcasting's sole member is GLR Services Inc. ("GLR Services"), a Delaware corporation. GLR Services is, in turn, wholly owned by Sociedad Espanŏla de Radiodifusion, S.L. ("SER"), a Spanish company. Promotora de Informaciones, S.A. ("Prisa"), a Spanish company, indirectly owns 73.49 percent of SER.

Although Prisa has ultimate control of GLR Southern California, such control is not a bar to the grant of a Section 325(c) authorization. See SIN, Inc., 101 F.C.C. 2d 823, 825 (1985) (imposition of citizenship requirement on Section 325 applicants unnecessarily restricts transfer of programming between the U.S. and foreign countries); Amendment of... the Commission's Rules to Implement Section 403(k) of the Telecommunications Act of 1996 (Citizenship Requirements), 11 FCC Rcd 13072, 13074 (1996) (noting that since the 1996 Telecommunications Act removed the restrictions in Section 310(b) of the Communications Act on the ability of corporate holders of FCC authorizations to have alien officers or directors, the FCC will no longer accord any independent significance to analogous positions held by aliens that may convey the power to manage the affairs of an unincorporated entity).

Exhibit No. 2 GLR Southern California LLC FCC Form 308 Paragraph 9.b. February 2012

### APPLICANT OWNERSHIP INTERESTS

GLR Services, Inc., a Delaware corporation and an affiliate of the applicant, has an indirect 25 percent ownership interest in Station WSUA(AM) Miami, Florida. An application to transfer control of WSUA(AM) is pending at the FCC (BTC-20120120ACK).

Exhibit No. 3 GLR Southern California LLC FCC Form 308 Paragraph 16 February 2012

#### FOREIGN STATION TO RECEIVE PROGRAMMING

The instant application requests authority for electronic delivery of programming to Mexican radio station XEWW-AM, Tijuana, Baja California Norte, Mexico. Station XEWW-AM operates on frequency 690 kHz with authorized power of 77kW (day). The station is licensed to W3 Comm Concesionaria, S.A. de C.V., a Mexican corporation.

Exhibit No. 4 GLR Southern California LLC FCC Form 308 Paragraph 17 February 2012

#### LEGAL RELATIONSHIP WITH FOREIGN STATION

The applicant, GLR Southern California, has entered into a Station Programming and Sales Agreement ("Agreement") with W3 Comm Concesionaria, S.A. de C.V. ("W3 Comm"), the licensee of Station XEWW-AM, and Careva, S.A. de C.V., which through an intermediate company owns the controlling interest in W3 Comm. Under the terms of the Agreement, GLR Southern California provides programming services to, and is responsible for selling all advertising time on, Station XEWW-AM in exchange for payment of an annual fee and reimbursement of certain W3 Comm expenses. GLR Southern California retains all revenue from XEWW-AM advertising time sales. A copy of the Station Programming and Sales Agreement is on file as part of 325-NEW-20061102-00007.

Exhibit No. 5 GLR Southern California LLC FCC Form 308 Paragraph 18(a) February 2012

# SCHEDULE AND QUANTITY OF PROGRAM DELIVERIES

The programming that is the subject of this application will be transmitted to Station XEWW-AM on a regular basis, twenty-four hours a day, seven days a week.

Exhibit No. 6 GLR Southern California LLC FCC Form 308 Paragraph 18(b) February 2012

# NATURE AND CHARACTER OF PROGRAMMING

The applicant proposes to provide a full range of Spanish-language programming on Station XEWW-AM, including sports, news, entertainment, public affairs, religious, and educational programming.

#### ANTI-DRUG ABUSE CERTIFICATION

By checking "Yes," the applicant certifies that no 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. § 862.

]Yes

[ ]No

OUTHERN CALIFORNIALLC GLR B Carlos Azcarate

Title: President

Date: January 30, 2012