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November 28, 2018

Via ECFS Non-Docketed Filing Module

Federal Communications Commission
International and Satellite Service
P.O. Box 979093
St. Louis, Missouri 63197-9000

**Re: Request for Expedited Processing
Application for Special Temporary Authority to Deliver Programs to
Foreign Broadcast Stations XTRA-FM, XHTZ-FM, and XHRM-FM**

Dear Sir or Madam:

Pursuant to Sections 309(f) and 325(c) of the Communications Act of 1934, as amended, and Section 25.120 of the rules of the Federal Communications Commission (“FCC” or “Commission”),¹ Local Media San Diego, LLC (“LMSD”), by its attorneys, hereby submits the instant request for special temporary authority (“STA Application”)² to permit LMSD to continue to deliver programming to foreign broadcast stations XTRA-FM, XHTZ-FM, and XHRM-FM (collectively, the “Stations”), following the change in control of LMSD described herein. The requested special temporary authority would apply during the period in which the FCC processes an application (“New 325(c) Permit Application”) for LMSD to deliver programming to the Stations pursuant to the Transaction (as defined below).³

LMSD presently holds a 325(c) permit to deliver programming to the Stations initially granted by the Commission on February 19, 2010, and most recently renewed on March 11, 2015 (“Current Authorization”).⁴ LMSD is a wholly-owned subsidiary of Local Media of America Holdings, LLC (“Local Media”). Pursuant to a Unit Purchase Agreement dated November 27, 2018, Local Media San Diego Holdings, LLC (“LMSD Holdings”) has agreed to purchase from Local Media all of the outstanding membership units of LMSD (“Transaction”). Upon consummation of the Transaction, LMSD will become a wholly-owned subsidiary of LMSD

¹ See 47 U.S.C. § 325(c); 47 C.F.R. § 25.120.

² The Application is being submitted electronically as a non-docketed filing. See International and Satellite Services Fee Filing Guide (Sept. 4, 2018); Public Notice, DA 14-1838 (Dec. 16, 2014).

³ LMSD is submitting the New 325(c) Permit Application concurrently herewith.

⁴ See IBFS File Nos. 325-NEW-20091221-00006 and 325-RWL-20150109-00001.

FOR COMMISSION USE ONLY
File No.

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

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

1. Name of Applicant Street Address or P.O. Box City State Zip Code Telephone No.
Local Media San Diego, LLC (include area code)
8160 Cornerstone Ct. E Suite 150 (858) 888-7000
San Diego, CA 92121-3720

2. Name and address to whom communication should be sent if different from item 1.

Name Street Address or P.O. Box City State Zip Code Telephone No.
Tom W. Davidson (include area code)
Akin Gump Straus Hauer & Feld, LLP (202) 887-4011
1333 New Hampshire Ave. NW
Washington, DC 20036

3. Legal identity of applicant: (only check one box)

Individual Partnership Corporation Government Entity Other

If other specify: Limited Liability Company

4. Application is for: SPECIAL TEMPORARY AUTHORITY
 New Authorization Extension of Existing Authority

5. If applicant is an individual, is applicant a citizen of the United States? D/N/A YES NO

6. If applicant is a partnership, are all partners citizens of the United States: D/N/A YES NO

7. If applicant is a corporation: D/N/A

a. Under laws of what state was it organized:

b. Is more than one-fifth of the capital stock of the corporation owned of record or may it be voted by aliens or their representatives or by a foreign government or representative thereof, or by any corporation organized under the laws of a foreign country? YES NO

c. Is any officer or director of the corporation an alien? YES NO

If the answer is Yes, give the following for each:

| Name | Nationality | Position |
|------|-------------|----------|
|------|-------------|----------|

9. a. What is applicant's principal business? **Broadcasting**

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 pending before the Commission?

YES NO

If the answer is Yes, attach Exhibit No. _____ giving full particulars. See Exhibit I

10. Is applicant a representative of an alien or of a foreign government? YES NO

If the answer is Yes, explain.

11. 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 by the Commission or by a predecessor agency? YES NO

If the answer to (a) and/or (b) is Yes, explain:

12. a. Has applicant or any party to this application been found guilty of any felony by any court? YES NO

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 NO

If the answer to (a) and or (b) is Yes, explain.

16. Coordinated foreign station to which programs will be provided: **See Exhibit I**

Call sign: City: State:

AM Station

Frequency (kHz):

Coordinates: Daytime Nighttime
 ° ' " NL ° ' " NL
 ° ' " WL ° ' " WL

Operating power: _____

FM Station:

Frequency: Channel: Class:

Mode of operation: Directional/Non-directional

Maximum Effective Radiated Power (kW):

Coordinates: ° ' " NL ° ' " WL

Antenna Height Above Average Terrain (HAAT):

Antenna Radiation Center Above Mean Sea Level (RCAMSL):

TV Station:

Channel:

Mode of operation: Directional/Non-directional

Maximum Effective Radiated Power (kW):

Coordinates: ° ' " NL ° ' " WL

Antenna Height Above Average Terrain (HAAT):

Antenna Radiation Center Above Mean Sea Level (RCAMSL):

17. Attach as Exhibit No. _____ 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).
See Exhibit I
18. a. Attach as Exhibit No. _____ a statement as to whether program deliveries are to be intermittent or regularly scheduled, and the average number of hours, per day week end or month during which the foreign station(s) involved will broadcast.
See Exhibit I
b. Attach as Exhibit No. _____ a detailed description of the nature and character of the programming proposed and the language to be employed.
See Exhibit I
19. **Anti-Drug Abuse Act Certification.** Assignee/transferee certifies that neither assignee 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.
20. **Equal Employment Opportunity (EEO).** If the applicant proposes to employ five or more full-time employees, applicant certifies that it is filing simultaneously with this applicant a Model EEO Program Report on FCC Form 396-A.

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 dated this 28th day of November, 2018.

Local Media San Diego, LLC
(Name of Applicant)

By

Darmon L. McFee
(Signature)

CEO/COO
(Title)

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

EXHIBITS furnished as required by this form:

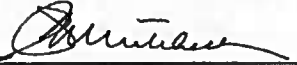
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Signed and dated this 28th day of November, 2018.

Local Media of America Holdings, LLC
(Name of Applicant)

By


(Signature)

Lee M. Mitchell

Authorized Signer

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

The membership interests in LMSD Holdings consist of preferred membership units ("Preferred Units") and common membership units ("Common Units" and, together with the Preferred Units, the "Membership Units"). Holders of Membership Units are entitled to one vote per Membership Unit. Holders of Preferred Units vote together as a single class, as is the case with holders of Common Units. The holders of Preferred Units are Mel Wheeler, Inc.,⁶ Trivest Investment Partners, LLC,⁷ Simmons Capital, LLC,⁸ John Gehron, Pacheco Family Trust, and Todd Schmacher. The holders of Common Units are Gregg Wolfson,⁹ Norman McKee,¹⁰ and Tantara Capital Partners, LLC.¹¹ The following members of LMSD hold 5% or greater of the total Membership Units of LMSD Holdings: Mel Wheeler, Inc., Trivest Investment Partners, LLC, Simmons Capital, LLC, Gregg Wolfson, Norman McKee, and Tantara Capital Partners, LLC.¹²

Foreign Ownership. No party to this application is an alien, a foreign government, a corporation organized under the laws of a foreign country, or a representative of any of the foregoing.

Other Broadcast Interests. The following information is being provided in response to Item 9(b) on FCC Form 308:

- Norman McKee, Gregg Wolfson, Tantara Capital Partners, LLC, and Steven McNeely hold attributable interests in Black Diamond Broadcasting Holdings, LLC, the licensee of WGFN(FM), Glen Arbor, Michigan; WGFE(FM), Glen Arbor, Michigan; WMKC(FM), Indian River, Michigan; WGFM(FM), Cheboygan, Michigan; WCBY(AM), Cheboygan, Michigan; WWMK(FM), Onaway, Michigan; and WCHY(FM), Cheboygan, Michigan.
- Chris Pacheco holds an attributable interest in Fat Dawgs Broadcasting LLC, the licensee of KYNO(AM), Fresno, California and KFPT(AM), Clovis, California. Mr. Pacheco also holds an attributable interest in One Putt, the licensee of KFRR(FM),

⁶ The following stockholders of Mel Wheeler, Inc. will hold 5% or greater indirect interests in LMSD: Leonard Wheeler, Clark V. Wheeler, and Steve J. Wheeler.

⁷ Troy Templeton is the sole member of Trivest Investment Partners, LLC that will hold a greater than 5% indirect interest in LMSD.

⁸ The David E. Simmons 201 Trust is the sole member of Simmons Capital, LLC that will hold a greater than 5% indirect interest in LMSD. David E. Simmons is the trustee of The David E. Simmons 201 Trust.

⁹ Mr. Wolfson presently is the Vice President and General Manager of LMSD. He has served in this position since 2010, when Thoma Bravo acquired control of LMSD.

¹⁰ Mr. McKee presently is the Chief Operating Officer of LMSD. He has served in this position since 2010, when Thoma Bravo acquired control of LMSD.

¹¹ Steven McNeely, the sole member and manager of Tantara Capital, LLC, will hold a greater than 5% indirect interest in LMSD.

¹² Mel Wheeler, Inc. and Trivest Investment Partners, LLC each hold approximately 26.7% of the total Membership Units of LMSD Holdings. Tantara Capital Partners, LLC holds approximately 13.2% of the total Membership Units of LMSD Holdings. Mr. Wolfson and Mr. McKee each hold approximately 10% of the total Membership Units of LMSD Holdings. Simmons Capital, LLC holds approximately 6.4% of the total Membership Units of LMSD Holdings. All other members of LMSD hold less than 5% of the total Membership Units of LMSD Holdings.

III. TECHNICAL INFORMATION

The following information is being provided in response to Item 16 on FCC Form 308:

| Call Sign | Freq | Channel | Class | Mode of Operation | Maximum ERP (kW) | Coordinates | HAAT | RCAMSL |
|-----------|------|---------|-------|-------------------|------------------|-----------------------|------|--------|
| XHRM-FM | 92.5 | 223 | C1 | Non-directional | 100,000 | 32-30-14 117-02-43 | 593' | 946' |
| XHTZ-FM | 90.3 | 212 | C | Non-directional | 100,000 | 32-30-14 117-02-43 | 593' | 946' |
| XTRA-FM | 91.1 | 216 | C | Non-directional | 100,000 | 32-30-22 117-02-21 | 478' | 898' |