

## DECLARATION OF ANDREW DISTERHAFT

I, Andrew Disterhaft, hereby declare, to the best of my knowledge and belief, under penalty of perjury as follows:

1. I am the Director of Engineering for Relevant Radio, Inc. Among my responsibilities are oversight with the FCC's Emergency Alert Systems, as applicable to Relevant Radio's stations, including the preparation and filing of Forms 1, 2, and 3 for each station in the FCC's EAS Test Reporting System.
2. In all prior years that the FCC has conducted the nationwide EAS/WEA test, I have completed the Forms 1, 2, and 3 using the "batch filing" mechanism available from ETRS. That means that I can download an Excel spreadsheet from ETRS, and complete the information for each station using that spreadsheet, rather than completing a separate Form for each station. In prior years, I have found that using the "batch filing" Excel spreadsheet has been effective, and I have not faced any significant problems with the downloading, and subsequent uploading, processes.
3. On July 6, 2021, I downloaded the Excel spreadsheet from ETRS and completed it. In my experience, uploading the Form 1 to ETRS typically takes about 15-20 minutes, during which time ETRS relays a "pending" message to the user while ETRS processes and creates the spreadsheet for its internal purposes. That is precisely what happened on July 6, 2021: I uploaded the Form 1 to ETRS, and received the "pending" message, but this time for longer than the usual 15-20 minutes.
4. I assumed that ETRS was simply acting slowly on July 6, due to the fact that the system likely was overloaded with many filers seeking to use the system on the deadline. The next day, I checked ETRS and found that, for some unknown reason, ETRS did not accept the Form 1 filing. I tried to upload the Form 1 on July 7, but the ETRS prevented me from doing so.
5. I know that, in ETRS, if a Form 1 is not accepted, that means that the system will not accept a Form 2 or a Form 3. Nevertheless, on August 11, 2021 (the day of the nationwide test), I completed a Form 2 for all of Relevant Radio's stations, again using the "batch filing" spreadsheet, and I tried to upload it to ETRS. However, the ETRS would not accept the Form 2.
6. The vast majority of Relevant Radio's stations received the EAS test on August 11, 2021. If the Commission were to open up ETRS at this time, I would be able to submit valid Forms 1, 2, and 3.

Executed on the 8<sup>th</sup> day of April, 2022.

DocuSigned by:

*Andrew Disterhaft*

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Andrew Disterhaft