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March 1, 2006

BY OVERNIGHT DELIVERY

Consumer Inquiries & Complaints Division
Consumer & Governmental Affairs Bureau
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Attn: Stephen E. Ebner
Acting Chief, Consumer Inquiries & Complaints Division

Re: FCC No. 06-N96890

Dear Mr. Ebner:

On behalf of KXTV-TV ("KXTV"), this letter responds to the above-referenced Notice of Informal Complaint dated January 31, 2006 ("NOIC"), in which the Commission requests a response to a complaint ("Complaint") filed with the FCC by Sheri A. Farinha Mutti ("Complainant") with regards to KXTV's broadcast of visually accessible weather emergency information on December 31, 2005.

The Complaint alleges that during the period of December 30, 2005 to January 1, 2006, emergency flood warnings and evacuation notices for residents of Sacramento and San Joaquin, and other northern California counties broadcast by three (3) Sacramento area television stations, including KXTV, did not include sufficient visual emergency information in an accessible format for deaf viewers.

Before addressing the allegations in the Complaint and KXTV's actions, it must be noted that the Complaint lacks specific pertinent information, is vague and ambiguous in certain respects, and, because this is a generalized Complaint against three Sacramento television stations, is inapplicable to KXTV in certain respects.

First, the Complaint contains no information about any specific KXTV news report or coverage for which KXTV allegedly failed to provide emergency visual

information. The Complaint merely states that “there was no captioning provided during the audio and live segment portions”.

Second, the Complaint is unclear as to whether a weather emergency existed, was imminent, constituted a potential threat now or in the future, or was merely feared. For example, the Complaint states:

. . . in addition to lack of closed captioning of emergency information in the video portion of newscast during its regularly scheduled televised news, live segments; both applicable to emergency flood warning and evacuation notices primarily intended for resident of the Sacramento and San Joaquin Counties, as well as the northern counties. All of whom, were affected by on-going flood warnings, people everywhere were audio informed of evacuations in areas due to levee overflows that is everyone but deaf or hard of hearing residents. Furthermore, there were threats of damages to different rivers --their levees of then feared, potential cracks and leaks, while elsewhere on the streets of Sacramento were sewer pipes overflowing.

Furthermore, the following paragraph in the Complaint clearly addresses the Complainant’s general fear about possible future emergency conditions rather than actual emergency conditions:

This particular weekend however, without access to such emergency information, certainly created a completely stressful situation, with our anxiety growing by the minute, and had there actually been a catastrophic levee break residents who are deaf and hearing, we deaf, hard of hearing, and others with additional disabilities would more likely to have been the last ones to see it coming and/or evacuated.
[emphasis added]

Third, the Complaint addresses the alleged failures of three (3) Sacramento area television stations, KXTV, KCRA, and CBS 13/UPN 31, to provide captioning information of weather-related events that occurred “throughout the New Year weekend (Dec. 30st – January 1st 2006)”. In fact, KXTV provided emergency coverage only on December 31, 2005.

Despite these defects and the over-reaching nature of the Complaint, in a good faith effort to accurately respond to the NOIC, KXTV has thoroughly reviewed its available records of its broadcasts during the time period. As described below, KXTV provided frequent visual only text and information through squeeze-backs (as defined

below) (“Squeeze-Backs”)¹ during regular programming, and maps and graphics of severe flood conditions during numerous live reports that interrupted regular programming.

I. Visual Information Presented During Regular Programming (Squeeze-Backs)

KXTV presented weather emergency information in a visual only manner during regular programming on December 31, 2005 involving the use of Squeeze-Backs beginning at 4:37:51 a.m. and continuing periodically throughout the day until 9:35:19 p.m., a total of 38 times. The attached Exhibit A provides a complete list and description of the time and contents of each Squeeze-Back presented during December 31, 2005. As can be seen, many of these Squeeze-Backs announced road closing, flas flood warnings and evacuation orders for specific locations. None of the text in the Squeeze-Back blocked the closed-captioning of the ongoing regular programming.

II. Live, Special Cut-In Short-Form Reports During Regular Programming

In addition to Squeeze-Backs, KXTV interrupted regular ABC network programming to broadcast live reports 16 times on December 31, 2005 (“Live Short-Form Report(s)”). The attached Exhibit B provides a complete list and description of the time and contents of each Live Short-Form Report. The anchor’s aural presentation in each Live Short-Form Report was accompanied by a full-screen, color, real-time map of the areas affected by thunderstorms and flooding, complete with cursor arrows, and a color bar to indicate storm intensity.

Some of the Live Short-Form Reports featured an on-screen textual list of affected areas, and some were accompanied by a full-screen text of the areas affected by the flood warning. For example, the Live Short-Form Report broadcast at 6:32:07 a.m. stated in large letters on the full screen:

**Flood Warning
Urban & Small Stream
*Continued
Shasta Yuba Sutter
Tehama Nevada Amador**

¹ A Squeeze-back” is a visual presentation consisting of a compression of the station’s regular programming to the right portion of the screen and superimposition of (1) a bright red vertical screen-length box on the left that contains the words “Weather Alert” or “Traffic Alert” and (2) a bright red horizontal bar across the bottom of the screen containing detailed information in text form about the locations and projected paths of the storm and floods, about severe thunderstorm warnings, flood watches and warnings, small stream flooding, affected traffic patterns, closed roads and ramps, and evacuation orders. During each Squeeze-Back, the audio is that of the regularly-scheduled programming; there is no audio specific to the Squeeze-Back. Consequently, no captioning is required.

Plumas	Colusa	Solano
Butte	Placer	
Glenn	Sacramento	
Yuba	El Dorado	

**Sacramento River
@ I Street Bridge
Current Level: 27.06 ft.
Flood Stage: 31 ft
*Below Flood Stage by Sunday**

The Live Short Form Report at 7:50:12 a.m. displayed the following in large full-screen letters:

**Flood Stage
At or above:
Arcade Creek
Winding Way, Watt Ave.
Consumnes River
Michigan Bar Rd.
Lower American
Hurley Ave., Howe Ave.**

Additionally, some of the Live Short-Form Reports featured "Futurecasts", which display accelerated-time predictions, full-screen color maps indicating future snowfall and rainfall amounts with an accompanying colorbar that corresponded to colors of appropriate areas on the map.

III. Live, Special News Reports During Regular Programming

In addition to the Squeeze-Backs and Live Short-Form Reports described above, KXTV provided two (2) expanded special news reports from 12:20:47 p.m. to 1:02:38 p.m., and from 2:02:39 p.m. to 2:15:56 p.m. ("News Report"). Each News Report featured video of flooding conditions at specific locations with accompanying text at the bottom of the screen identifying the location. For example, video showed vehicles submerged in flood waters with accompanying text at the bottom of the screen indicating the street locations. The News Reports also featured full-screen color-coded maps of affected areas with corresponding colorbars to indicate intensity of the storm in the areas labeled on the map.

IV. Captioned Newscasts

KXTV provided captioning during its 5:00 p.m. to 6:00 p.m. newscast (except for those portions consisting of live field reports) and provided real-time closed captioning for the duration of its 6:00 pm. to 6:30 p.m. special newscast, each of which included an expanded weather report.

Future Compliance Measures

Although KXTV provided the visual information described above, it acknowledges that it could have taken additional steps to enhance its visual presentations. In this regard, KXTV has reaffirmed the following procedures for the visual presentation of emergency conditions in the future:

1. Contact the Station's closed captioning provider as soon as possible for the provision of real-time closed captioning during emergency conditions.
2. Pending the commencement of the real-time closed captioning, activate KXTV's own visual elements, including machine-captioning, crawls and supers, and assign a producer to listen to coverage and continually update the crawl, squeeze back, text, or character generator relating the information being given aurally until real-time closed captioning is in place.
3. Ensure that visual crawls continue to be assigned to a designated producer for manual keyboarding of relevant information, such as emergency weather conditions, safety tips and road closures.
4. Continue to use the station's Weather Alert System to generate on-screen maps and text throughout the broadcast day.

In addition, the Station will post visible reminders in the newsroom of the need to caption emergency coverage and will include the phone number for the captioning service. KXTV will also incorporate the visual emergency presentation guidelines into training of new employees.

Summary

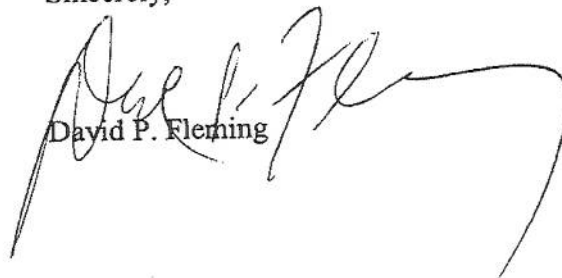
KXTV understands the importance of providing visual information about emergencies in a manner that is accessible to persons with hearing disabilities. However, without having a particular complaint about KXTV programming, it is difficult to address this matter with more specificity.

As described above, for the day in question KXTV broadcast information about emergency conditions using visual methods such as Squeeze-Backs, full-screen graphics and text, maps, and expanded and special news coverage.

KXTV promptly responded to the Complainant, acknowledging the receipt of the Complaint, and copies the Complainant in this letter to the FCC.

Should there be any further questions about this matter, please feel free to contact me.

Sincerely,



David P. Fleming

cc: Russell Postell, KXTV
Jenifer Simpson, FCC (via e-mail)
Sheri A. Farinha Mutti

#73971

EXHIBIT A*

Squeeze-Backs

1. SQUEEZE: Circulated 4 times and preceded by 3-tone warning.
TIME CODE: 04:37:51 TO 04:39:00
Text: A flash flood warning has been issued for the following counties/areas: Calaveras, Butte, Eldorado, Sacramento, Yuba, Tehema, and Sutter CA effective on 12/31/05 until 4:41 AM
2. SQUEEZE: Circulated 4 times
TIME CODE: 06:05:25 TO 06:06:35
Text: City of Roseville has issued a flood warning for Champion Oaks off Linda Creek ...evacuations in place however creek is 2 feet below flood stage.
3. SQUEEZE: Circulated 20 times
TIME CODE: 06:15:20 TO 06:23:15
Text: * ...opening up 2 sandbag locations this morning at 7 AM 2 sites in Rio Linda to be opened. * to W. 2nd St. in Rio Linda * 34 Street in Rio Linda
4. SQUEEZE: Circulated 8 times
TIME CODE: 06:23:28 TO 06:25:50
Text: Flood * has issued an Evacuation order for the Gold Beach trailer park * Sections of Coloma also evacuating. Evacuations also for homes in Coloma and Greenwood.
5. SQUEEZE: Circulated 13 times
TIME CODE: 06:25:58 TO 06:30:00
Text: City of Roseville has issued a flood warning for Champion Oaks off Linda Creek ...evacuations in place however creek is 2 feet below flood stage.

* In order to verify that advertising spots actually ran, KXTV records its programming using a method known as "slo-scan". This method "burns" a time/date code of the actual date and broadcasting times onto the disc at the time of recording. In some of these recordings, these "burned in" codes are superimposed over a portion of the text that appeared at the bottom of the screen during the telecast. Such text, however, was present, unobscured and clearly visible on the bottom of the screen and did not contain any date/time codes during the original broadcasts. In those instances where these codes obscured the text, an * appears in the following narrative descriptions. KXTV has modified its equipment so that in the future these codes will appear in the middle of the screen.

6. SQUEEZE: Circulated 8 times
 TIME CODE: 07:08:37 to 07:11:49
 Text: urban and small stream flood warnings for the following areas:
 Shasta, Tehema, * Plumas, Butte, Glenn, Yolo, Yuba, W. Nevada,
 Colusa, *, Sacramento, Western Amador and Solano counties * for Yolo
 County due to recent storm activity
7. SQUEEZE: Circulated 36 times
 TIME CODE: 07:12:58 TO 07:23:54
 Text: Flood * has issued an Evacuation order for the Gold Beach trailer
 park * sections of Coloma also evacuating. Evacuations also for homes
 in Coloma and Greenwood
8. SQUEEZE: Circulated 13 times
 TIME CODE: 07:25:14 TO 07:30:08
 Text: urban and small stream flood warnings for the following areas:
 Shasta, Tehema, * Plumas, Butte, Glenn, Yolo, Yuba, W. Nevada,
 Colusa, *, Sacramento, Western Amador and Solano counties * for Yolo
 County due to recent storm activity
9. SQUEEZE: Circulated 9 times
 TIME CODE: 07:33:09 TO 07:35:52
 Text: Flood * has issued an Evacuation order for the Gold Beach trailer
 park * sections of Coloma also evacuating. Evacuations also for homes
 in Coloma and Greenwood
10. SQUEEZE: Circulated 11 times
 TIME CODE: 07:37:00 TO 07:41:23
 Text: urban and small stream flood warnings for the following areas:
 Shasta, Tehema, * Plumas, Butte, Glenn, Yolo, Yuba, W. Nevada,
 Colusa, *, Sacramento, Western Amador and Solano counties * for Yolo
 County due to recent storm activity
11. SQUEEZE: Circulated 15 times
 TIME CODE: 07:42:58 TO 07:45:50
 Text flooding * business 80, CCF at the Marconi exit * underpass in both
 directions
12. SQUEEZE: Circulated 5 times
 TIME CODE: 07:49:49 TO 07:53:01
 Text: Sacramento weir will be opening at 8:30 AM flood * evacuation
 order for the Gold Beach trailer park * sections of Coloma are also
 evacuating evacuations also ordered for homes in greenwood at flood
 stage – Arcade Creek at Winding Way, Arcade Creek at Watt Ave. *
 Michigan bar, Chicken Slough, Strong Ranch Slough * Laguna Creek
 near flood stage

13. SQUEEZE: Circulated 9 times
 TIME CODE: 07:53:09 TO 07:56:49
 Text: urban and small stream flood warnings for the following areas:
 Shasta, Tehema, * Plumas, Butte, Glenn, Yolo, Yuba, W. Nevada,
 Colusa, *, Sacramento, Western Amador and Solano counties * for Yolo
 County due to recent storm activity
14. SQUEEZE: Circulated 2 times
 TIME CODE: 08:15:27 TO 08:16:35
 Text: Sacramento weir will be opening at 8:30 AM flood * evacuation
 order for the Gold Beach trailer park * sections of Coloma are also
 evacuating evacuations also ordered for homes in greenwood at flood
 stage – Arcade Creek at Winding Way, Arcade Creek at Watt Ave. *
 Michigan bar, Chicken Slough, Strong Ranch Slough * Laguna Creek
 near flood stage.
15. SQUEEZE: Circulated 2 times
 TIME CODE: 08:38:44 TO 08:40:03
 Text: From the News10 weather center: the following creeks and rivers
 are * flood stage Arcade Creek at Winding Way and Watt Ave
 Consumnes River at Michigan Bar Road the * River at Hurley Ave and
 Howe Ave * Red Bluff, Bend Bridge, Tehema Bridge * Cache Creek at
 Rumsy Bridge News10.net * for up to the minute conditions throughout
 the day.
16. SQUEEZE: Circulated 2 times
 TIME CODE: 08:55:49 TO 08:57:13
 Text: From the News10 weather center a flash flood warning has been
 issued for Solano and Yolo County until 2:30pm today * of the
 Sacramento weir being opened * Yolo Bypass will rise rapidly * bypass
 could see the greatest effects * warning for SE Yolo County until 2:30pm
 * flooding and live Doppler images on News10.net
17. SQUEEZE: Circulated 2 times
 TIME CODE: 09:07:37 TO 09:09:00
 Text: From the News10 weather center a flash flood warning has been
 issued for Solano and Yolo County until 2:30pm today * of the
 Sacramento weir being opened * Yolo Bypass will rise rapidly * bypass
 could see the greatest effects * warning for SE Yolo County until 2:30pm
 * flooding and live Doppler images on News10.net
18. SQUEEZE: Circulated 2 times
 TIME CODE: 09:13:05 TO 09:14:13
 Text: * the Sacramento weir is now opening * emergency declared for
 Yolo and Solano Counties * sections of Coloma also evacuating
 evacuations also ordered for homes in Coloma and Greenwood at flood
 stage - Arcade Creek at Watt Ave * Michigan Bar, Chicken Ranch
 Slough, Strong Ranch Slough * Laguna Creek near flood stage

evacuations ordered in Roseville in the Champion Oaks area near Linda Creek

19. **SQUEEZE:** Circulated 5 times
TIME CODE: 09:16:35 TO 09:20:00
Text: * the Sacramento weir is now opening * emergency declared for Yolo and Solano Counties * sections of Coloma also evacuating evacuations also ordered for homes in Coloma and Greenwood at flood stage - Arcade Creek at Watt Ave * Michigan Bar, Chicken Ranch Slough, Strong Ranch Slough * Laguna Creek near flood stage evacuations ordered in Roseville in the Champion Oaks area near Linda Creek
20. **SQUEEZE:** Circulated 1 time
TIME CODE: 09:29:59 TO 09:30:44
Text: From the News10 weather center a flash flood warning is in effect for Solano and Yolo County until 2:30pm today * of the Sacramento weir being opened flood warnings for the Sacramento River at Fremont weir Cache Creek at Yolo and Rumsey Bridge the Yolo Bypass at Lisbon * flooding and live Doppler images on News10.net
21. **SQUEEZE:** Circulated 1 time
TIME CODE: 09:32:47 TO 09:33:27
Text: From the News10 weather center a flash flood warning is in effect for Solano and Yolo County until 2:30pm today * of the Sacramento weir being opened flood warnings for the Sacramento River at Fremont weir Cache Creek at Yolo and Rumsey Bridge the Yolo Bypass at Lisbon * flooding and live Doppler images on News10.net
22. **SQUEEZE:** Circulated 8 times
TIME CODE: 09:33:37 TO 09:37:45
Text: * office of emergency services is issuing * for residents in low lying areas of Nashville and Gold Beach * from the Consumnes River * from Sand Ridge Rd to the Amador County line * established at the Amador County Fairgrounds in Plymouth and * Firefighters Memorial Hall * not to travel on Highway 50, East of Pollock Pines due to severe weather conditions.
23. **SQUEEZE:** Circulated 1 time
TIME CODE: 09:37:54 TO 09:39:18
Text: From the News10 weather center a flash flood warning is in effect for Solano and Yolo County until 2:30pm today * of the Sacramento weir being opened flood warnings for the Sacramento River at Fremont weir Cache Creek at Yolo and Rumsey Bridge the Yolo Bypass at Lisbon * flooding and live Doppler images on News10.net

24. **SQUEEZE:** Circulated 2 times
TIME CODE: 09:48:06 TO 09:49:31
Text: From the News10 weather center a small stream flood warning * following counties until noon today: Shasta, Tehema, Plumas, Butte, Yolo, Yuba, * Colusa, Placer, Sutter, El Dorado, Sacramento, * Calaveras and Tuolumne the Sacramento weir has been opened resulting in a flash flood warning for Solano and Yolo County until 2:30 pm today * and live Doppler images on News10.net
25. **SQUEEZE:** Circulated 14 times
TIME CODE: 09:25:10 TO 10:02:05
Text: * office of emergency services is issuing * for residents in low lying areas of Nashville and Gold Beach * from the Consumnes River * from Sand Ridge Rd to the Amador County line * established at the Amador County Fairgrounds in Plymouth and * Firefighters Memorial Hall * not to travel on Highway 50, East of Pollock Pines due to severe weather conditions
26. **SQUEEZE:** Circulated 14 times
TIME CODE: 10:05:49 TO 10:17:37
Text: * office of emergency services is issuing * for residents in low lying areas of Nashville and Gold Beach * from the Consumnes River * from Sand Ridge Rd to the Amador County line * established at the Amador County Fairgrounds in Plymouth and * Firefighters Memorial Hall * not to travel on Highway 50, East of Pollock Pines due to severe weather conditions
27. **SQUEEZE:** Circulated 8 times
TIME CODE: 10:42:38 TO 10:46:42
Text: From the News10 weather center a severe thunderstorm warning is in effect for * Sacramento County and San Joaquin County * winds in excess of 60 MPH along with heavy rain is likely * severe thunderstorm warning is set to expire at 11:15 AM * flooding and live Doppler images on News10.net
28. **SQUEEZE:** Circulated 11 times
TIME CODE: 10:46:47 TO 11:02:05
Text: Flooding * business 80 CCF at the Marconi exit * flooding * underpass in both directions * tunnel to be closed due to flooding * Nevada State line closed due to flooding * alternate routes use highway 267 * Veil Falls (East of Pollock Pines) down to one lane * ramps closed due to flooding * closed due to flooding from 89 to County Road 8 * closed due to flooding * from highway 65 closed due to flooding highway 49 in Dogtown 1closed highway 20 in Colusa County flooding * log onto News10.net

29. SQUEEZE: Circulated 2 times
 TIME CODE: 11:08:30 TO 11:09:30
 Text: From the News10 weather center a severe thunderstorm warning is in effect for * Sacramento County and San Joaquin County * winds in excess of 60 MPH along with heavy rain is likely * severe thunderstorm warning is set to expire at 11:15 AM * flooding and live Doppler images on News10.net
30. SQUEEZE: Circulated 3 times
 TIME CODE: 11:09:40 TO 11:11:40
 Text: * reported westbound 80 at West Texas now flooded * emergency declared for Yolo and Solano Counties * sections of Coloma also evacuating evacuations also ordered for homes in Coloma and Greenwood at flood stage – Arcade Creek at Winding Way, Arcade Creek at Watt Ave * Michigan Bar, Chicken Ranch Slough, Strong Ranch Slough * Laguna Creek near flood stage evacuations ordered in Roseville in the Champion Oaks area near Linda Creek * sandbag locations go to www.floodready.org * updates go to News10.net
31. SQUEEZE: Circulated 2 times
 TIME CODE: 11:11:45 TO 11:15:55
 Text: Flooding * business 80 CCF at the Marconi exit * flooding * underpass in both directions * tunnel to be closed due to flooding * Nevada State line closed due to flooding * alternate routes use highway 267 * Veil Falls (East of Pollock Pines) down to one lane * ramps closed due to flooding * closed due to flooding from 89 to County Road 8 * closed due to flooding * from highway 65 closed due to flooding highway 49 in Dogtown 1closed highway 20 in Colusa County flooding * log onto News10.net
32. SQUEEZE: Circulated 7 times
 TIME CODE: 11:16:59 TO 11:25:05
 Text: * reported westbound 80 at West Texas now flooded * emergency declared for Yolo and Solano Counties * sections of Coloma also evacuating evacuations also ordered for homes in Coloma and Greenwood at flood stage – Arcade Creek at Winding Way, Arcade Creek at Watt Ave * Michigan Bar, Chicken Ranch Slough, Strong Ranch Slough * Laguna Creek near flood stage evacuations ordered in Roseville in the Champion Oaks area near Linda Creek * sandbag locations go to www.floodready.org * updates go to News10.net
33. SQUEEZE: Circulated 4 times
 TIME CODE: 11:25:17 TO 11:32:00
 Text: Flooding * business 80 CCF at the Marconi exit * flooding * underpass in both directions * tunnel to be closed due to flooding * Nevada State line closed due to flooding * alternate routes use highway 267 * Veil Falls (East of Pollock Pines) down to one lane * ramps closed

due to flooding * closed due to flooding from 89 to County Road 8 *
closed due to flooding * from highway 65 closed due to flooding
highway 49 in Dogtown 1closed highway 20 in Colusa County flooding
* log onto News10.net

34. **SQUEEZE:** Circulated 4 times
TIME CODE: 11:54:55 TO 11:58:34
Text: * reported westbound 80 at West Texas now flooded * emergency
declared for Yolo and Solano Counties * sections of Coloma also
evacuating evacuations also ordered for homes in Coloma and
Greenwood at flood stage – Arcade Creek at Winding Way, Arcade
Creek at Watt Ave * Michigan Bar, Chicken Ranch Slough, Strong
Ranch Slough * Laguna Creek near flood stage evacuations ordered in
Roseville in the Champion Oaks area near Linda Creek * sandbag
locations go to www.floodready.org * updates go to News10.net
35. **SQUEEZE:** Circulated 2 times
TIME CODE: 11:58:39 TO 12:02:10
Text: Flooding * business 80 CCF at the Marconi exit * flooding *
underpass in both directions * tunnel to be closed due to flooding *
Nevada State line closed due to flooding * alternate routes use highway
267 * Veil Falls (East of Pollock Pines) down to one lane * ramps closed
due to flooding * closed due to flooding from 89 to County Road 8 *
closed due to flooding * from highway 65 closed due to flooding
highway 49 in Dogtown 1closed highway 20 in Colusa County flooding
* log onto News10.net
36. **SQUEEZE:** Circulated 3 times
TIME CODE: 14:55:33 TO 14:59:52
Text: * rivers in both directions Interstate 80/Sunrise tunnel is now open
* Nevada State line closed due to flooding * alternate routes use highway
267 * Veil Falls (East of Pollock Pines) down to one lane * Yolo County
closed due to flooding from 89 to County Road 8 * to highway 65 closed
due to flooding highway 49 in Dogtown closed highway 20 in Colusa
County flooding * also reported in Rio Linday at Winding Wy. At
Manzanita * WB80 at Texas Street closed due to flooding * to Vaca
Valley closed because of flooding WB 505 at Midway flooded WB 12 at
the scales flooded * Castro Valley flooded * log on to News10.net
37. **SQUEEZE:** Circulated 3 times
TIME CODE: 15:50:38 TO 15:53:48
Text: * rivers in both directions Interstate 80/Sunrise tunnel is now open
* Nevada State line closed due to flooding * alternate routes use highway
267 * Veil Falls (East of Pollock Pines) down to one lane * Yolo County
closed due to flooding from 89 to County Road 8 * to highway 65 closed
due to flooding highway 49 in Dogtown closed highway 20 in Colusa
County flooding * also reported in Rio Linday at Winding Wy. At
Manzanita * WB80 at Texas Street closed due to flooding * to Vaca

Valley closed because of flooding WB 505 at Midway flooded WB 12 at the scales flooded * Castro Valley flooded * log on to News10.net

38. SQUEEZE: Circulated 2 times

TIME CODE: 15:59:02 TO 16:02:05

Text: * rivers in both directions Interstate 80/Sunrise tunnel is now open
* Nevada State line closed due to flooding * alternate routes use highway 267 * Veil Falls (East of Pollock Pines) down to one lane * Yolo County closed due to flooding from 89 to County Road 8 * to highway 65 closed due to flooding highway 49 in Dogtown closed highway 20 in Colusa County flooding * also reported in Rio Linday at Winding Wy. At Manzanita * WB80 at Texas Street closed due to flooding * to Vaca Valley closed because of flooding WB 505 at Midway flooded WB 12 at the scales flooded * Castro Valley flooded * log on to News10.net

EXHIBIT B

Live Short-Form Reports

1. TIME CODE: 06:02:01 TO 06:02:50
Consisted of Live Doppler Radar and Meteorologist Gregg Lalka mentioning urban and small stream flood warning and flooding in Sacramento
2. TIME CODE: 06:31:36 TO 06:32:46
Consisted of Gregg Lalka with Doppler and mentioning flood watches, warnings also with flood warning graphics
3. TIME CODE: 07:11:50 TO 07:12:20
Consisted of Gregg Lalka and Doppler with weather graphics
4. TIME CODE: 07:30:09 TO 07:31:39
Consisted of Gregg Lalka with Doppler and verbal mention of urban and small stream flood warnings
5. TIME CODE: 07:35:53 TO 07:36:09
Consisted of Gregg Lalka and Doppler
6. TIME CODE: 07:59:12 TO 08:01:33
Consisted of Gregg Lalka with elements of Doppler and flood stage graphics as well as flood warning graphics
7. TIME CODE: 10:03:15 TO 10:03:54
Consisted of Gregg Lalka and Doppler
8. TIME CODE: 10:20:52 TO 10:21:58
Consisted of Gregg Lalka and Doppler
9. TIME CODE: 11:02:39 TO 11:04:00
Consisting Gregg Lalka and Doppler
10. TIME CODE: 11:32:08 TO 11:35:58
Consisted for Gregg Lalka and Doppler including flooding graphics also traffic alerts with Melissa Crowley using maps and describing flooding issues on the highways
11. TIME CODE: 15:02:31 TO 15:09:03
Consisted of Dan Elliot and information of Vacaville flooding pictures with Melissa Crowley and traffic maps and full-screen advisements of flood levels, Monica Woods and flood graphics

12. TIME CODE: 16:03:02 TO 16:07:52
Consisted of Dan Elliot with Reporter Tim Daly in the delta
Melissa Crowley with traffic updates and traffic maps as well as Monica
Woods with weather information
13. TIME CODE: 19:54:53 TO 19:55:44
Consisted of Anchor Cristina Mendonsa with traffic maps and
evacuations and advisements
14. TIME CODE: 20:21:46 TO 20:22:10
Consisted of Cristina Mendonsa with traffic maps and evacuations and
advisements
15. TIME CODE: 20:52:00 TO 20:52:18
Consisted of Cristina Mendonsa with maps and evacuations and
advisements
16. TIME CODE: 21:34:53 TO 21:35:19
Consisted of Cristina Mendonsa with maps and evacuations and
advisements