

**AIRTIME LEASE CERTIFICATION PURSUANT TO
FCC'S FOREIGN SPONSORSHIP IDENTIFICATION REQUIREMENTS**

September 6, 2022

Licensee:	Delmarva Educational Association
Stations:	WTKD(FM), Greenville, Ohio (Facility ID No. 67615), 106.5 FM WTOD(FM), Delta, Ohio (Facility ID No. 67275), 106.5 FM
Lessee:	Truth Broadcasting Corporation

FOREIGN SPONSORSHIP IDENTIFICATION INFORMATION, INQUIRIES, AND LESSEE CERTIFICATION

Terms Defined. The following terms are used in this Certification:

- **“foreign governmental entity”** means governments of foreign countries, foreign political parties, agents of foreign principals, and United States-based foreign media outlets.
- **“government of a foreign country”** has the meaning given such term in the Foreign Agents Registration Act of 1938 (**FARA**) (22 U.S.C. § 611(e)).
- **“foreign political party”** has the meaning given such term in FARA (22 U.S.C. § 611(f)).
- **“agent of a foreign principal”** has the meaning given such term in FARA (22 U.S.C. § 611(c)), and who is registered as such with the Department of Justice, and whose **“foreign principal”** is a **“government of a foreign country,”** a **“foreign political party,”** or directly or indirectly operated, supervised, directed, owned, controlled, financed, or subsidized by a **“government of a foreign country”** or a **“foreign political party”** as defined in Section 73.1212(j) (i) and (ii) of the FCC’s rules (47 C.F.R. § 73.1212(j)(i)-(ii)), and that is acting in its capacity as an agent of such “foreign principal.”
- **“United States-based foreign media outlet”** has the meaning given such term in Section 722(a) of the Communications Act of 1934, as amended (the **Communications Act**) (47 U.S.C. § 624(a)).
- **“political program or any program involving discussion of a controversial issue of public importance”** has the meaning given such term by FCC decisions interpreting Section 317(a)(2) of the Communications Act (47 U.S.C. § 317(a)(2)).

A. Foreign Sponsorship Identification Disclosure.

Pursuant to Section 73.1212(j) of the Federal Communications Commission's ("FCC") rules (47 C.F.R. § 73.1212(j)), Delmarva Educational Association ("**Licensee**"), licensee of **WTKD(FM), Greenville, Ohio (Facility ID No. 67615), 106.5 FM**, and **WTOD(FM), Delta, Ohio (Facility ID No. 67275), 106.5 FM** (collectively, the "**Stations**"), hereby informs Truth Broadcasting Corporation ("**Lessee**") of the FCC's rules governing sponsorship of foreign government-provided programming. Specifically, Licensee must air the disclosure provided below at the time certain programming is broadcast if:

- (1) material that Licensee broadcasts on the Stations pursuant to a lease has been supplied by a foreign governmental entity; or
- (2) anyone involved in the production or distribution of the programming that will be aired the Stations pursuant to the lease agreement (or a sub-lease) qualifies as a foreign governmental entity and has provided money or other valuable consideration, or in the case of a "political program or any program involving discussion of a controversial issue of public importance," some type of inducement to air the programming:

The text of the disclosure that must be aired by Licensee is as follows:

"The [following/preceding] programming was [sponsored, paid for, or furnished], either in whole or in part, by [name of foreign governmental entity] on behalf of [name of foreign country]."

B. Lessee Certification.

On behalf of Lessee, I certify that I have reviewed the foreign sponsorship disclosure requirements provided herein and certify that (*please select only one option*):

 X **OPTION ONE – NO FOREIGN GOVERNMENTAL ENTITY INVOLVED.**

Lessee **does not**: (1) qualify as a foreign governmental entity; *or* (2) know of any person or entity within the production/distribution chain of the programming broadcast pursuant to the lease agreement that qualifies as a foreign governmental entity; *or* (3) know of any person or entity within the production/distribution chain of the programming broadcast pursuant to the lease agreement that qualifies as a foreign governmental entity and has provided some type of inducement to air the programming (e.g., payment or the programming itself).

 OPTION TWO – LESSEE OR PARTY TO PRODUCTION & DISTRIBUTION IS A FOREIGN GOVERNMENTAL ENTITY. Lessee **does**: (1) qualify as a foreign governmental entity; *or* (2) know of any person or entity within the production/distribution chain of the programming broadcast pursuant to the lease agreement that qualifies as a foreign governmental entity; *or* (3) know of any person or entity within the production/distribution chain of the programming broadcast pursuant to the lease agreement that qualifies as a foreign

governmental entity and has provided some type of inducement to air the programming (e.g., payment or the programming itself).

If a foreign sponsorship disclosure is required to be broadcast for the programming aired pursuant to the lease agreement, Lessee shall include the requisite disclosures in the programming supplied to Licensee as follows:

- ***Announcement Text.*** Required announcement will use this exact text: “The [following/preceding] programming was [sponsored, paid for, or furnished], either in whole or in part, by [name of foreign governmental entity] on behalf of [name of foreign country].”
- ***Video Programming.*** In the case of video programming aired pursuant to the lease agreement, the foreign governmental entity and the country represented shall be identified with letters equal to or greater than four (4) percent of the vertical picture height that air for not less than four (4) seconds.
- ***Frequency/Duration of Announcement.*** At a minimum, the required announcement aired shall be made at both the beginning and conclusion of the programming, provided that if the programming is five (5) minutes or less in duration, only one (1) such announcement is required. For programming of greater than sixty (60) minutes in duration, an announcement shall be made at regular intervals during the broadcast, but no less frequently than once every sixty (60) minutes.
- ***Announcement Language.*** Where the primary language of the programming aired pursuant to the lease agreement is other than English, the disclosure statement shall be made in the primary language of the programming. If the programming pursuant to the lease agreement contains a “conspicuous statement” pursuant to 22 U.S.C. § 614(b), and such conspicuous statement is in a language other than English to conform to FARA (22 U.S.C. § 611 *et. seq.*), an additional disclosure in English is not needed.
- ***Recordkeeping and Reporting.*** Lessee shall supply Licensee with copies of the disclosures and a list of the programs (by name) aired pursuant to the lease agreement to which the above disclosures were appended, including the dates and times each program aired at least ten (10) days prior to such programming being aired. In the case of repeat airings of the program, all additional dates and times must be included in the list. Where an aural announcement will be made, its contents must be reduced to writing, and such writing must be included in the pre-air disclosures required by this paragraph. Lessee shall inform Licensee within twenty-four (24) hours if the programming as-aired deviates in any way from the pre-air disclosures. The disclosures and list of programs aired shall be timely placed in the applicable stations’ online public inspection file on a quarterly basis.

The foregoing is true and correct to the best of my knowledge and belief. I acknowledge that, pursuant to Sections 507(b) and (c) of the Communications Act (47 U.S.C. §§ 507(b) & (c)), Lessee has an independent responsibility both to respond to the above inquiries and inform Licensee if, during the course of the lease arrangement, Lessee becomes aware of any information that would trigger a disclosure pursuant to the FCC's foreign sponsorship identification rules under Section 73.1212(j) of the FCC's rules (47 C.F.R. § 73.1212(j)), and I agree that Lessee will fulfill these responsibilities.



Stuart Epperson (Sep 9, 2022 10:04 EDT)

Signature of Lessee Representative

Stuart W. Epperson, Jr., President

Printed Name of Lessee Representative

Sep 9, 2022

Date







WTKD and WTOP - Foreign Sponsorship Certification

Final Audit Report

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