

Attachment to Exhibit 9  
FCC Form 303-S  
Radio Station KXO(AM),  
1230 kHz, El Centro, California  
FCC Facility ID No. 35969  
July 2013

### STATEMENT RE THE FILING OF BIENNIAL OWNERSHIP REPORTS

1. Prior to its modification in 2009,<sup>1</sup> § 73.3615(a) of the Commission's Rules required a commercial AM Broadcast Station licensee to file its Biennial Ownership Report on the biennial anniversary of the due date for the filing of a license-renewal application for such a station based on in which State the station's community of license is located. Station KXO's next-most-recent renewal application was due to be filed by August 1, 2005.<sup>2</sup> In conjunction with the 2005 renewal application, KXO, Inc. timely filed a Biennial Ownership Report on July 11, 2005. See FCC File No. BOA-20050711ABG.

2. In 2009, the FCC amended The next Biennial Ownership Report was due by August 1, 2007. Through oversight, KXO, Inc. filed its next Biennial Ownership Report on February 7, 2008. See FCC File No. BOA-20080207AEF.

3. Subsequently, as noted above, the FCC modified § 73.3615(a), and the next Biennial Ownership Report was due by July 8, 2010. See, Public Notice, DA 10-613 (rel. April 8, 2010). KXO, Inc. timely filed such Reports. See FCC File Nos. BOA-20100706HYR and BOA-20100706JZG.

4. For the calendar year 2011, Biennial Ownership Reports were due by December 1, 2011. See, Public Notice, DA 11-1445 (rel. August 23, 2011). KXO, Inc. filed Biennial Ownership Reports on November 22, 2011. See FCC File Nos. BOA-20111122EGW and BOA-20111122EJW.

5. KXO, Inc. therefore submits that it has substantially complied with the requirements of § 73.3615(a) of the Commission's Rules.

6. KXO, Inc. intends to file another Biennial Ownership Report later this year, in accordance with the Commission's requirements.

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<sup>1</sup> See, Promoting Diversification of Ownership in the Broadcasting Services, MM Docket Nos. 01-235 et al., 74 Fed. Reg. 25163 (2009), recons., 74 Fed. Reg. 56131 (2009).

<sup>2</sup> KXO, Inc. timely filed its next-most-recent license-renewal application on July 25, 2005. See FCC File No. BR-20050725AAW.