

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)
)
PMCM TV, LLC) File No. BRC DT-20150202AEF
Licensee of Station WJLP(TV),) Facility ID No. 86537
Middletown Township, New Jersey) Acct. No. 201641420006
) FRN No. 0017905647

ORDER

Adopted: May 24, 2016

Released: May 24, 2016

By the Commission:

1. In this Order, we adopt the attached Consent Decree entered into between the Commission and PMCM TV, LLC (PMCM). The Consent Decree resolves issues raised in our review of the above-captioned application for license renewal for station WJLP(TV), Middletown Township, New Jersey (Station), specifically PMCM’s compliance at the Station with the children’s programming requirements set forth in Section 73.671 of the Commission’s Rules (Rules),¹ which implements the Children’s Television Act of 1990,² and its compliance with Section 73.3526 of the Rules, which, inter alia, requires broadcast stations to upload on a quarterly basis to their online public files Children’s Television Programming Reports and commercial limits certifications.³ A copy of the Consent Decree is attached hereto and incorporated by reference.

2. After reviewing its terms, we find that the public interest would be served by adopting the Consent Decree. We conclude that there are no substantial or material questions of fact regarding PMCM’s qualifications to remain a Commission licensee, and that the Consent Decree contains appropriate terms and conditions such that we find that a grant of the Station’s renewal would be consistent with Section 309(k)(2) of the Communications Act of 1934, as amended (Act).⁴ As a result, we need not determine whether PMCM committed “serious violations” of our rules or violations that constituted a “pattern of abuse” for purposes of Section 309(k)(1).⁵

¹ 47 C.F.R. § 73.671.

² Pub L. No. 101-437, 104 Stat. 996-1000, codified at 47 U.S.C. §§ 303a, 303b, and 394.

³ 47 C.F.R. §§ 73.3526(e)(11)(ii)-(iii).

⁴ Section 309(k)(1) of the Act states that the Commission shall grant a license renewal application “if it finds, with respect to that station, during the preceding term of its license—(a) the station has served the public interest, convenience, and necessity; (b) there have been no serious violations by the licensee of the Act or Commission rules and regulations; and (c) there have been no other violations by the licensee of the Act or Commission rules or regulations which, taken together, would constitute a pattern of abuse.” 47 U.S.C. § 309(k)(1). Section 309(k)(2) of the Act states, however, that if the licensee fails to meet this three-part standard, the Commission may deny the application—after notice and comment, and opportunity for hearing under Section 309(e) of the Act—“or grant the application on terms and conditions as are appropriate....” 47 U.S.C. § 309(k)(2).

⁵ See Shareholders of Univision Communications Inc. et al., Memorandum Opinion and Order, 22 FCC Rcd 5842, 5859, n.113 (2007)(“Given our finding that the grant of the renewal application is warranted under Section 309(k)(2) of the Act because the consent decree contains appropriate terms and conditions, we need not determine whether Univision committed “serious violations” of our rules or violations that constituted “a pattern of abuse” for purposes of Section 309(k)(1).”

3. Accordingly, **IT IS ORDERED** that, pursuant to Section 4(i) of the Act,⁶ the Consent Decree attached to this Order **IS ADOPTED**.

4. **IT IS FURTHER ORDERED** that, pursuant to Section 309(k)(2) of the Act,⁷ the application to renew the broadcast license of station WJLP(TV), Middletown Township, New Jersey, File No. BRC DT-20150202AEF, **IS GRANTED**.

5. **IT IS FURTHER ORDERED** that the investigation by the Commission into the matters discussed above and in connection with this station **IS TERMINATED**.

6. **IT IS FURTHER ORDERED** that a copy of this Order and Consent Decree shall be sent by both First Class Mail and Certified Mail, Return Receipt Requested, to PMCM TV, LLC, 63 West Parish Road, Concord, New Hampshire 03301, and to its counsel Donald Evans, Esq., Fletcher, Heald, & Hildreth, P.L.C., 1300 North 17th Street, 11th Floor, Arlington, Virginia 22209.

FEDERAL COMMUNICATIONS COMMISSION

Marlene H. Dortch
Secretary

⁶ 47 U.S.C. § 154(i).

⁷ 47 U.S.C. § 309(k)(2).

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Middletown Township, NJ) Acct. No. 201641420006
) FRN No. 0017905647
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CONSENT DECREE

1. The Federal Communications Commission (Commission) and PMCM TV, LLC (PMCM or Licensee), licensee of station WJLP(TV), Middletown Township, New Jersey, hereby enter into this Consent Decree for the purposes of resolving (i) the Commission’s investigation of PMCM’s compliance with the Children’s Television Act of 1990 (CTA)¹ and Sections 73.671 and 73.3526 of the Commission’s rules and (ii) PMCM’s pending license renewal application, File No. BRC DT-20150202AEF.

I. DEFINITIONS

2. For the purposes of this Consent Decree and Compliance Plan, the following definitions shall apply:

- a. “Act” means the Communications Act of 1934, as amended, 47 U.S.C. § 151 et seq.
b. “Adopting Order” means the Order of the Commission adopting the terms of this Consent Decree without change, addition, deletion, or modification.
c. “Bureau” means the Media Bureau of the Federal Communications Commission.
d. “Commission” or “FCC” means the Federal Communications Commission and all of its bureaus and offices.
e. “Communications Laws” means, collectively, the Act, the Rules, and the published and promulgated orders and decisions of the Commission to which PMCM is subject by virtue of it being a Commission licensee, including but not limited to 47 C.F.R. §§ 73.671 and 73.3526 and the CTA.
f. “CTA” means the Children’s Television Act, Pub L. No. 101-437, 104 Stat. 996-1000, codified at 47 U.S.C. §§ 303a, 303b, and 394.
g. “Effective Date” means the date on which the Commission releases the Adopting Order.
h. “Investigation” means the examination of PMCM’s compliance with the CTA, the Commission’s children’s programming rules, as set forth in 47 C.F.R. § 73.671 of the Rules, and the Commission’s public file rules, as set forth in 47 C.F.R. § 73.3526.

¹ Pub L. No. 101-437, 104 Stat. 996-1000, codified at 47 U.S.C. §§ 303a, 303b, and 394; 47 C.F.R. § 73.3526.

- i. “License Renewal Application” means the renewal application of station WJLP(TV), Middletown Township, New Jersey, File No. BRCDT-20150202AEF.
- j. “Parties” means PMCM and the Commission, each of which is a “Party.”
- k. “PMCM” means PMCM TV, LLC and its subsidiaries, affiliates, successors, assigns, and/or transferees.
- l. “Rules” means the Commission’s regulations found in Title 47 of the Code of Federal Regulations.
- m. “Station” means the broadcast television station WJLP(TV), Middletown Township, New Jersey.

II. BACKGROUND

3. PMCM timely filed the License Renewal Application for the Station in 2015.² As part of the Media Bureau’s review of WJLP’s application, staff questioned whether the Licensee complied with the CTA and met the Commission’s renewal application processing guideline of airing an average of at least three hours of Core Programming each week. According to the Licensee’s Children’s Television Programming Reports, as well as its disclosure in the License Renewal Application, it appears that the Station did not broadcast any Core Programming during the first three quarters of 2009. In an exhibit attached to the License Renewal Application, the Licensee maintains that after it acquired the Station at the end of 2008, it had a difficult time finding programming and was ultimately unable to obtain children’s programming for a number of reasons.³ Staff concluded that it could not clear the License Renewal Application under our processing guidelines pursuant to Section 73.671 of the Rules and therefore referred the matter to the Commission, as required.⁴

4. Under the CTA, as implemented by Section 73.671 of the Rules, a broadcast television licensee is required “to serve, over the term of its license, the educational and informational needs of children through both the licensee’s overall programming and programming specifically designed to serve such needs.”⁵ Programming specifically designed to serve the educational and informational needs of children is defined by the Rules as “Core Programming.”⁶ In the *1996 Children’s Television Order* revising our rules and policies governing children’s programming, the Commission established a license

² *License Renewal Application*.

³ In the exhibit, the Licensee claims that, shortly after it acquired the Station, WJLP lost its programming source and experienced enormous challenges while trying to obtain a new one. It maintains that this was primarily due to the small population and isolated community where the Station was located, the technical difficulties of obtaining delivery of satellite feeds over the mountainous terrain, and limitations on available programming as a result of the many affiliation agreements that all the major networks already had in place. As soon as it was able to obtain a programming source at the end of 2009, PMCM claims that WJLP began regularly broadcasting Core Programming, and since then, has consistently met and exceeded the Commission’s processing guideline of airing an average of three hours of Core Programming per week. For example, the Licensee represents that the Station broadcast an average of six hours of Core Programming per week during the fourth quarter of 2010 and ten hours per week during the third quarter of 2013. *See* Children’s Television Programming Reports, FCC Form 398, for 4Q 2010 and 3Q 2013 (filed Jan. 10, 2011 and Oct. 28, 2013) *available at*: http://data.fcc.gov/mediabureau/v01/tv/application/KidVid_117967.html and http://data.fcc.gov/mediabureau/v01/tv/application/KidVid_147668.html.

⁴ *See* 47 C.F.R. §§ 73.671(c), (d),(e)(1).

⁵ *See* 47 C.F.R. § 73.671(a).

⁶ *See* 47 C.F.R. § 73.671(c).

renewal application processing guideline of at least three hours of Core Programming per week.⁷ The Rules provide that the Media Bureau staff shall approve the CTA portion of any license renewal application where the licensee demonstrates that it has aired an average of at least three hours per week of Core Programming, as averaged over a six-month period.⁸ A licensee will also be deemed to have satisfied this obligation and be eligible for staff approval if it demonstrates that it has aired a package of different types of educational and informational programming that, while containing somewhat less than three hours per week of Core Programming, demonstrates a level of commitment to educating and informing children at least equivalent to airing three hours per week of Core Programming.⁹ The renewal applications of licensees that do not meet these processing guidelines are referred to the Commission, where the licensees have a full opportunity to demonstrate compliance with the CTA.¹⁰

5. In addition to not broadcasting any Core Programming each week for the first three quarters in 2009, the Licensee disclosed in its License Renewal Application that it failed to comply with the Commission's online public file requirements pursuant to Section 73.3526 of the Rules.¹¹ Subsection 73.3526(e)(11)(iii) of the Rules requires each commercial television and Class A licensee to prepare and place in its public inspection file a Children's Television Programming Report (FCC Form 398) for each calendar quarter reflecting, *inter alia*, the efforts that it made during the quarter to serve the educational and informational needs of children. That subsection also requires licensees to file the reports with the Commission by the tenth day after the close of the reporting quarter.¹² In its License Renewal Application, the Licensee disclosed that it failed to timely upload Children's Television Programming Reports for the first and second quarters of 2009. The Licensee ultimately uploaded these missing reports to its online public file in January 2015.

6. Subsection 73.3526(e)(11)(ii) of the Rules requires each commercial television and Class A licensee to prepare and place in its public inspection file, on a quarterly basis, records sufficient to substantiate the Station's certification, in its license renewal application, of compliance with the commercial limits on children's programming.¹³ That subsection also requires those licensees to file the records with the Commission by the tenth day after the close of the reporting quarter.¹⁴ In 2012 the Commission adopted Section 73.3526(b) of the Rules, which requires such licensees to upload elements of stations' public files to an online Commission hosted website (e-pif), including past documents

⁷ *Policies and Rules Concerning Children's Television Programming: Revision of Programming Policies for Television Broadcast Stations*, Report and Order, 11 FCC Rcd 10660, 10718 (1996) (*1996 Children's Television Order*). The Commission established rules setting forth seven criteria for evaluating whether a program qualifies as CORE programming: (1) the program has serving the educational and informational needs of children ages 16 and under as a significant purpose; (2) the program is aired between the hours of 7:00 a.m. and 10:00 p.m.; (3) the program is a regularly-scheduled weekly program; (4) the program is at least 30 minutes in length; (5) the program is identified as being specifically designed to educate and inform children through the on-screen display of the E/I symbol throughout the program; (6) the educational objective and the target child audience are specified in writing in the licensee's Children's Television Programming Report; and (7) instructions for listing the program as educational/ informational, including an indication of the age group for which the program is intended, are provided by the licensee to publishers of program guides. *1996 Children's Television Order*, 11 FCC Rcd at 10696; 47 C.F.R. § 73.671(c).

⁸ 47 CFR §§ 73.671(d), (e)(1).

⁹ *Id.*

¹⁰ *Id.*

¹¹ See *License Renewal Application*, Exhibit 20; 47 C.F.R. § 73.3526.

¹² 47 C.F.R. § 73.3526(e)(11)(iii).

¹³ 47 C.F.R. § 73.3526(e)(11)(ii).

¹⁴ *Id.*

currently contained in the files.¹⁵ This requirement includes uploading copies of a station's quarterly commercial limits certifications to its e-pif.¹⁶ Broadcasters' e-pif requirements were phased in between August 2012 and February 2013.¹⁷ In Exhibit 20 to its License Renewal Application, the Licensee disclosed that the Station failed to timely upload to its e-pif copies of the Station's commercial limits certifications for all four quarters of 2009. Furthermore, PMCM claimed that, upon review of its public file, the Station realized it was missing its commercial limits certifications for the second and third quarters of 2013 as well.¹⁸ PMCM represented that all of these missing certifications were ultimately uploaded to the e-pif in January 2015.

7. As required by the CTA, we have considered whether PMCM "has served the educational needs of children through the licensee's overall programming, including programming specifically designed to serve such needs." The Commission and PMCM have negotiated the terms of the Consent Decree, which resolves the children's programming and filing issues raised in this proceeding. As part of the Consent Decree, PMCM has agreed to make a settlement payment of \$15,000 (Fifteen Thousand Dollars) to the U.S. Treasury, and to implement and maintain a Compliance Plan designed to ensure its future compliance with the children's programming requirements of the Act and Rules noted above for two (2) years after the effective Date.

III. TERMS OF AGREEMENT

8. Adopting Order. The Parties agree that the provisions of this Consent Decree shall be subject to final approval by the Commission, which approval shall be evidenced by incorporation of the Consent Decree by reference in the Adopting Order.

9. Jurisdiction. PMCM agrees that the Commission has jurisdiction over it and the matters contained in this Consent Decree and that the Commission has the authority to enter into and adopt this Consent Decree.

10. Effective Date. The Parties agree that this Consent Decree shall become effective on the Effective Date as defined herein. As of the Effective Date, the Adopting Order and this Consent Decree shall have the same force and effect as any other order of the Commission.

¹⁵ See generally, *Standardized and Enhanced Disclosure Requirements for Television Broadcast Licensee Public Interest Obligations, Extension of the Filing Requirement for Children's Television Programming Report*, Second Report and Order, 27 FCC Rcd 4535 (2012) ("*Second Report and Order*") (requiring broadcast television stations to post their public inspection files, with limited exceptions, online in a Commission-hosted database).

¹⁶ *Id.*; 47 C.F.R. § 73.3526(b)(2).

¹⁷ Beginning August 2, 2012, stations were required to post any document that would otherwise be placed in a station's public file, with limited exception, to their e-pif on a moving forward basis. By February 4, 2013, stations were required to upload to their e-pif those public file documents, with limited exceptions, that were already in their physical public file prior to August 2, 2012. See *Effective Date Announced for Online Publication of Broadcast Television Public Inspection Files*, Public Notice, 27 FCC Rcd 7478 (2012) (announcing effective date of electronic public file rule); *Television Broadcast Stations Reminded of Their Online Public Inspection File Obligations*, Public Notice, 27 FCC Rcd 15315 (2012) (reminding stations to upload copies of existing public file documents to their electronic public file); *Television Broadcast Stations Reminded of the Upcoming Public Inspection Filing Deadline*, Public Notice, 28 FCC Rcd 429 (2013) (providing a final remainder to broadcasters to upload copies of existing public file documents to their electronic public file); see also Second Report and Order, 27 FCC Rcd at 4580, para. 97 (establishing compliance periods for complying with broadcasters' new electronic public file requirement).

¹⁸ In Exhibit 20 to the License Renewal Application, the Licensee stated that it is unclear how these two certifications came to be missing. The Licensee claimed to be uncertain whether they were posted timely and somehow were deleted later on or whether they were never uploaded to begin with. *License Renewal Application*, Exhibit 20.

11. Violations. The Parties agree that any violation of the Adopting Order or of the terms of this Consent Decree shall constitute a separate violation of a Commission order, entitling the Commission to exercise any rights and remedies attendant to the enforcement of a Commission order.

12. Termination of Investigation; Grant of Renewal Application. In express reliance on the covenants and representations in this Consent Decree and to avoid further expenditure of public resources, the Commission agrees to terminate the Investigation. In consideration for the termination of the Investigation, PMCM agrees to the terms and conditions contained herein. The Commission further agrees to grant absent any other restrictions, in conjunction and simultaneously with the adoption of this Consent Decree, the License Renewal Application for the full term, through June 1, 2023. In exchange, PMCM agrees to implement and maintain the Compliance Plan, outlined below. The Commission further agrees that in the absence of new material evidence it will not use the facts developed, in whole or in part, from the Investigation through the Effective Date, or the existence of this Consent Decree to institute on its own motion or in response to any petition to deny or other third-party complaint or objection, any inquiries, investigations, forfeiture proceedings, hearings, or other sanctions or actions against PMCM concerning the matters that were the subject of the Investigation. The Commission also agrees that in the absence of new material evidence it will not use the facts developed in the Investigation through the Effective Date, or the existence of this Consent Decree, to institute on its own motion any proceeding, formal or informal, or take any action on its own motion against PMCM with respect to PMCM's basic qualifications, including its character qualifications, to be a Commission licensee or to hold Commission licenses or authorizations.

13. Subsequent Investigations. Except as expressly provided in this Consent Decree, this Consent Decree shall not prevent the Commission from investigating new evidence of noncompliance by PMCM with the Communications Laws. Nothing in this Consent Decree shall prevent the Commission or its delegated authority from adjudicating complaints or other adjudicatory pleadings filed against PMCM for alleged violations of the Act or the Commission's rules or for any other type of alleged misconduct, regardless of when such misconduct took place. The Commission's adjudication of any such complaints or pleadings will be based solely on the record developed in that proceeding.

14. Settlement Payment. PMCM will make a settlement payment to the United States Treasury in the amount of Fifteen Thousand Dollars (\$15,000) within thirty (30) calendar days after the Effective Date (Settlement Payment). PMCM acknowledges and agrees that upon execution of this Consent Decree, the Settlement Payment shall become a "Claim" or "Debt" as defined in 31 U.S.C. § 3701(b)(1).¹⁹ PMCM shall send electronic notification of payment to Alison Nemeth at alison.nemeth@fcc.gov on the date said payment is made. The payment must be made by check or similar instrument, wire transfer, or credit card, and must include the FRN captioned above.²⁰ An FCC Form 159 (Remittance Advice) must be submitted with payment unless payment is made online at the Commission's Fee Filer website. When completing the FCC Form 159, enter the Account Number in block number 23A (call sign/other ID) and enter the letters "FORF" in block number 24A (payment type code). Below are additional instructions that PMCM should follow based on the form of payment it selects.²¹

- Payment by check or money order must be made payable to the order of the Federal Communications Commission. Such payments (along with the completed Form 159) must be

¹⁹ Debt Collection Improvement Act of 1996, Pub. L. No. 104-134, 110 Stat. 1321, 1358 (1996).

²⁰ Payment may be made online at the Commission's Fee Filer website: <https://www.fcc.gov/encyclopedia/fee-filer>. Online payments do not require Licensees to submit FCC Form 159. Alternatively, payment may be made using FCC Form 159; detailed instructions for completing the form may be obtained at <http://www.fcc.gov/Forms/Form159/159.pdf>.

²¹ Should the Licensee have questions regarding payment procedures, it should contact the Financial Operations Group Help Desk by phone at 1-877-480-3201, or by e mail at ARINQUIRIES@fcc.gov.

mailed to Federal Communications Commission, P.O. Box 979088, St. Louis, MO 63197-9000, or sent via overnight mail to U.S. Bank – Government Lockbox #979088, SL-MO-C2-GL, 1005 Convention Plaza, St. Louis, MO 63101.

- Payment by wire transfer must be made to ABA Number 021030004, receiving bank TREAS/NYC, and Account Number 27000001. To complete the wire transfer and ensure appropriate crediting of the wired funds, a completed Form 159 must be faxed to U.S. Bank at (314) 418-4232 on the same business day the wire transfer is initiated.
- Payment by credit card must be made by providing the required credit card information on FCC Form 159 and signing and dating the Form 159 to authorize the credit card payment. The completed Form 159 must then be mailed to Federal Communications Commission, P.O. Box 979088, St. Louis, MO 63197-9000, or sent via overnight mail to U.S. Bank – Government Lockbox #979088, SL-MO-C2-GL, 1005 Convention Plaza, St. Louis, MO 63101.

15. Waivers. PMCM waives any and all rights it may have to seek administrative or judicial reconsideration, review, appeal or stay, or to otherwise challenge or contest the validity of this Consent Decree and the Adopting Order, provided the Commission issues an Adopting Order as defined herein. PMCM shall retain the right to challenge Commission interpretation of the Consent Decree or any terms contained herein. If any Party (or the United States on behalf of the Commission) brings a judicial action to enforce the terms of the Adopting Order, neither PMCM nor the Commission shall contest the validity of the Consent Decree or the Adopting Order, and PMCM shall waive any statutory right to a trial *de novo*. PMCM hereby agrees to waive any claims it may have under the Equal Access to Justice Act, 5 U.S.C. § 504 and 47 C.F.R. § 1.1501 *et seq.*, relating to the matters addressed in this Consent Decree.

16. Admission of Liability. PMCM admits to the facts discussed in paragraphs 3-6 regarding its failure to provide any Core Programming, as defined in Section 73.671, during the first three calendar quarters of 2009, and to meet the filing requirements of Section 73.3526 of the Rules. By entering into this Consent Decree, PMCM makes no other admission of liability or violation of any law, regulation or policy, and the Commission makes no finding of any such liability or violation. Notwithstanding any other provision of this Consent Decree, it is expressly agreed and understood that if this Consent Decree, or paragraph 12 hereof, or both, are breached by the Commission, or are invalidated or modified to the signatories' prejudice by the Commission or any court, then and in that event the provisions of the immediately-preceding sentences shall be of no force or effect.

17. Compliance Plan. In recognition that PMCM's policies and practices regarding compliance with the CTA and Sections 73.671 of the Rules can be enhanced to ensure compliance in the future, PMCM represents that it will adopt and implement a compliance plan at the Station, and at any station acquired by PMCM as well as any station licensed to PMCM that becomes newly subject to the requirements of the CTA or Section 73.671 of the Rules while the Compliance Plan remains in effect. A copy of the plan is set forth below. PMCM agrees, to the extent that it has not already done so, to implement the Compliance Plan upon issuance of the Adopting Order and to keep such Compliance Plan in effect for two (2) years from the Effective Date.

18. Invalidity. In the event that this Consent Decree in its entirety is rendered invalid by any court of competent jurisdiction, it shall become null and void and may not be used in any manner in any legal proceeding.

19. Subsequent Rule or Order. The Parties agree that if any provision of the Consent Decree conflicts with any subsequent rule or order adopted by the Commission (except a rule or order specifically intended to revise the terms of this Consent Decree to which PMCM expressly consents) that provision will not be superseded by such rule or Commission order.

20. Successors and Assigns. PMCM agrees that the provisions of this Consent Decree shall be binding on its subsidiaries, affiliates, successors, assigns, and/or transferees.

21. Final Settlement. The Parties agree and acknowledge that this Consent Decree shall constitute a final settlement between the Parties with respect to the Investigation.

22. Modifications. This Consent Decree cannot be modified without the advance written consent of all Parties.

23. Paragraph Headings. The headings of the paragraphs in this Consent Decree are inserted for convenience only and are not intended to affect the meaning or interpretation of this Consent Decree.

24. Authorized Representative. The individual signing this Consent Decree on behalf of PMCM represents and warrants that he is authorized by PMCM to execute this Consent Decree and to bind PMCM to the obligations set forth herein. The FCC signatory represents that she is signing this Consent Decree in her official capacity and that she is authorized to execute this Consent Decree.

25. Counterparts. This Consent Decree may be signed in any number of counterparts, each of which, when executed and delivered (including by pdf or facsimile), shall be an original, and all of which counterparts together shall constitute one and the same fully executed instrument.

Federal Communications Commission

By:

Marlene H. Dortch
Secretary

Date

PMCM TV, LLC

By:

Robert McAllan
Chief Executive Officer

Date

COMPLIANCE PLAN OF PMCM TV, LLC

For a period of two (2) years from the Effective Date, in order to ensure future ongoing compliance with the CTA, Rules, and the Act, PMCM, as defined in Section 2(k) above, will institute the following procedures for any television station that is licensed, controlled or subsequently acquired by it. This Compliance Plan is meant to cover, but is not limited to, Station WJLP(TV), Middletown Township, New Jersey. Unless otherwise provided, all terms defined in the Consent Decree apply to this Compliance Plan.

1. PMCM will designate a Compliance Officer to oversee the acquisition, production, formatting, scheduling, and/or dissemination of information, as applicable, regarding educational and informational (E/I) programs in order to ensure compliance with the FCC's related rules and policies.
2. The Compliance Officer will conduct training for all Station employees and management at least once every twelve (12) months on compliance with the requirements of the CTA. A certification that the aforementioned training has occurred shall be placed in the online electronic public inspection file for the Station within three (3) business days.
3. The Compliance Officer will train any new employee within five (5) business days of commencement of his or her duties at the Station on the requirements of the CTA.
4. The Compliance Officer will work with outside legal counsel to provide the information regarding each E/I program necessary to fully and accurately complete the FCC Form 398 and ensure that PMCM will timely satisfy all Commission filing requirements.