

September 22, 2006

Via Fax (614) 481-5695
Ken Ashley
Director of Commercial and Retail Sales
Time Warner Cable
1266 Dublin Road
Columbus, Ohio 43215

Dear Mr. Ashley:

WLIO-TV has worked very closely with Time Warner Cable in Lima for many years. We are extremely disappointed that our close relationship has meant nothing to our partner. WLIO-TV must write today to demand that Time Warner Cable immediately cease and desist from disseminating incorrect facts about WLIO-TV.

Terms for Carriage

On Monday, Time Warner Cable instructed me that I am not to speak publicly about our CW carriage negotiations – or lack thereof – if I wanted to “keep the peace in the valley for our local relationship”.

On Wednesday, a Time Warner Cable government affairs manager spoke to *The Lima News* about our CW negotiations. According to our local newspaper, Time Warner Cable claims, “We are offering the same agreement to WLIO-TV that all the other CW affiliates in Time Warner areas have agreed to.” The article then reports that “Other area CW stations that agreed to the terms were WKBD in Detroit and WTO5 in Toledo. WLIO-TV is the last holdout in the service area, [Mr.] McCauley said”. Your website now essentially repeats these assertions.

Time Warner Cable’s assertions are incorrect and misleading. After a minimal amount of research on my own yesterday, I confirmed the following facts.

- First, WKBD is a full-power television station owned by CBS with must-carry rights. We understand that WKBD never saw the proposal that Time Warner Cable presented to WLIO-TV.

- Second, WTO5 is a cable-only CW affiliate with exclusive coverage in the Toledo DMA and owned by the same local family who owns WLIO-TV. Time Warner Cable carries WTO5 under a 2003 agreement. Time Warner Cable is not carrying WTO5 on the cable systems that it acquired this summer from Adelphia.
- Finally, I have canvassed other CW digital affiliates like WLIO-TV. It seems that most every other cable operator in the country agreed to carry these stations on analog basic channels. Most agreed to do so weeks ago, and without asking for anything in return. According to our research yesterday, not a single CW digital affiliate in Time Warner Cable's markets has signed your company's form agreement.

Carriage on Basic Service

Today I learned that Time Warner Cable's website reports that WLIO-TV will not give Time Warner Cable consent to carry its digital CW-affiliated television channel on the basic tier.

Time Warner Cable's assertions are very misleading. Starting in early May, I have requested numerous times that Time Warner Cable carry the new CW Network on the analog service, and, in particular, in place of the disappearing WB Network on analog channel 3.

- In early May, I personally called and emailed you to request that Time Warner Cable launch WLIO-TV's new CW channel on analog channel 3. You informed me that Time Warner Cable was "not yet prepared to address this issue".
- In June and July, when Time Warner Cable sought WLIO-TV's consent to continue carriage of our NBC signal on the Adelphia cable systems that it was acquiring, my attorney and I again asked Time Warner Cable to launch CW on analog channel 3. We were told emphatically that Time Warner Cable would not discuss carriage of CW until after the Adelphia closing.
- In August, we again requested that Time Warner Cable launch CW on analog channel 3. We again were informed that Time Warner Cable was not yet "ready" to discuss the matter.
- It was not until two weeks ago today that Mr. Ashley emailed me a form agreement with directions to "review and sign it" without changes. We do not accept "take-it-or-leave-it" proposals, and I therefore requested a dialogue with Time Warner Cable.

- One week ago today, our attorney and I finally spoke with two Time Warner Cable representatives. I specifically asked that Time Warner Cable launch our CW signal in time for the network's launch on Monday, September 18th. I offered to provide whatever consent or documentation Time Warner Cable needed to accomplish this. Time Warner Cable's representatives told me that Time Warner Cable absolutely would not launch our CW signal until I signed the formal agreement.

Consequently, it is false for Time Warner Cable to assert that WLIO-TV will not give Time Warner Cable the rights to broadcast the CW Network on basic service. That is precisely what I have been requesting in vain from Time Warner Cable for over four months.

Lest there be any confusion whatsoever, WLIO-TV hereby provides the following written consent to Time Warner Cable:

Lima Communications Corporation, the licensee of WLIO-TV-DT, Lima, Ohio, hereby grants to Time Warner Cable the right to receive its CW affiliated channel within WLIO-TV-DT's digital broadcast signal and the right to retransmit the CW affiliated channel on the analog basic tier to any person in any area where Time Warner Cable is authorized to operate, is operating or is obligated to operate, a cable television system or a multi-channel video programming distribution system that is assigned by Nielsen to the Lima television market.

Conclusion

WLIO-TV hereby asks that Time Warner Cable immediately cease from any further false and misleading assertions alleging that WLIO-TV refused to accept the "same terms" Time Warner Cable has offered to other local CW affiliates and that WLIO-TV at any time, has withheld consent to the carriage of CW on an analog basis channel.

If Time Warner Cable is interested in responding to the loud viewer outcry in Lima, it will immediately and publicly retract these assertions and launch our CW programming on analog channel 3.

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Please contact me as soon as possible and, in any event, no later than Monday, September 25th, to confirm that you have complied with this request. Your actions in this matter are clearly deliberate and you can be assured that we take them very seriously. This letter is written without waiver of any of WLIO-TV's rights to seek legal or equitable remedies in connection with the deceptive practices described above, all of which are expressly reserved.

Very truly yours,

Bruce A. Opperman
President/General Manager