



Brendan Parets
Chief Counsel
Lindsey Graham 2016
1555 King Street, Suite 300
Alexandria, Virginia 22314

Dale R. Woods
General Manager
WHO-TV
1801 Grand Ave.
Des Moines, Iowa 50309

November 13, 2015

Via FedEx and Electronic Mail

Re: Equal Time Request

Dear Mr. Woods:

I represent Lindsey Graham 2016, Senator Lindsey Graham's presidential campaign committee, and am writing to request an equal opportunity for Senator Graham to appear on WHO-TV for 12 minutes and five seconds in light of presidential candidate Donald Trump's appearance on Saturday Night Live.¹

Federal Communications Commission regulations require station licensees that permit a "legally qualified candidate for public office . . . to use its facilities" to "afford equal opportunities to all other candidates for that office to use such facilities."² Both Senator Graham and Mr. Trump can make a "substantial showing of a bona fide candidacy" for the Republican presidential nomination in Iowa and are therefore "legally qualified candidate[s]" for president in the state. Accordingly, Senator Graham is due an equal opportunity to appear on your station after Mr. Trump's appearance.³

A candidate makes a "substantial showing of a bona fide candidacy" by providing evidence that he or she "engaged to a substantial degree in activities commonly associated with political campaigning," including by "making campaign speeches, distributing campaign

¹ I have enclosed with this correspondence your station's November 9, 2015 notice that states in relevant part: "Donald Trump, a candidate for the Republican nomination for President in the 2016 national election, appeared without charge on NBC's 'Saturday Night Live' for a total period of 12:05 (12 minutes and 5 seconds) commencing at 10:39:11 PM MT on November 7 and ending at 12:01:01 AM MT on November 8, 2015. Station WHO-TV, Des Moines, is affiliated with the NBC Television Network and broadcast the November 7 episode of 'Saturday Night Live,' including the segments in which Mr. Trump appeared."

² 47 C.F.R § 73.1941.

³ *Id.* §§ 73.1941, 73.1940(e)(2).

literature, issuing press releases, maintaining a campaign committee, and establishing campaign headquarters.”⁴ As you probably know, both Senator Graham and Mr. Trump are actively campaigning in Iowa for the Republican presidential nomination. Both campaigns have multiple Iowa staff members and issue numerous press releases detailing their candidates’ Iowa activities.⁵ Mr. Trump and Senator Graham frequently appear at events in the state in support of their presidential candidacies.⁶

Please contact Brittany Bramell by email at bbramell@grahamhq.com or by telephone at 703-542-3282 x 6 to schedule Senator Graham’s appearance on WHO-TV. Additionally, I can be reached by email at bparets@grahamhq.com and by telephone at 703-542-3282 x 9 if you have any questions about this matter or wish to discuss it further.

Thank you very much for your prompt attention to this matter, and Ms. Bramell and I look forward to hearing from you.

Sincerely,



Brendan Parets

Enclosure

⁴ *Id.* § 73.1940.

⁵ See, e.g., Lindsey Graham 2016, *Graham 2016 Announces the Endorsement of Iowa State Senator Tim Kapucian*, Nov. 9, 2015, <http://lg2016.cmail2.com/t/ViewEmail/j/224EA6EDF1318A9D/B7666C2758E0874FF039C523302FD418>; Donald J. Trump for President, Inc., *Donald J. Trump Receives Endorsement of Iowa State Senator Brad Zaun*, Oct. 15, 2015, <https://www.donaldjtrump.com/press-releases/donald-j-trump-receives-endorsement-of-iowa-state-senator-brad-zaun>.

⁶ See, e.g., Kim Norvell, *The Des Moines Register*, *Lindsey Graham promises to 'destroy' U.S. enemies*, Oct. 31, 2015, <http://www.desmoinesregister.com/story/news/elections/presidential/caucus/2015/10/31/lindsey-graham-promises-destroy-us-enemies-gop-growth-opportunity-party/74853508>; Katy Tur, *NBC News*, *Trump Machine Ups Its Ground Game in Iowa*, Oct. 22, 2015, <http://www.nbcnews.com/politics/2016-election/trump-machine-ups-its-ground-game-iowa-n448931>; Jason Noble, *The Des Moines Register*, *Lindsey Graham returns to Iowa Friday and Saturday*, Sept. 15, 2015, <http://www.desmoinesregister.com/story/news/elections/presidential/caucus/2015/09/15/lindsey-graham-returns-iowa-friday-and-saturday/72324922>; C-SPAN, *Senator Lindsey Graham at the Iowa State Fair*, Aug. 17, 2015, <http://www.c-span.org/video/?327574-4/senator-lindsey-graham-iowa-state-fair>.