

**STATEMENT OF
COMMISSIONER KEVIN J. MARTIN**

Re: Capstar TX Limited Partnership, Licensee of Station WAVW(FM), Stuart FL, and Station WCZR(FM), Vero Beach, FL, Notice of Apparent Liability For Forfeiture

I support this Notice finding that the two licensees at issue apparently violated our indecency rule. I write separately to emphasize that the complainant had no tape or transcript, but did provide us with a description of what she heard on the radio. I am pleased that the Commission has unanimously decided that this description was sufficient for us to find that the licensee broadcast indecency. Complaints should no longer be denied because of a lack of tape, transcript, or significant excerpt.