

Explanation of Responses:

* If the form is filed by more than one reporting person, *see* Instruction 4(b)(v).

** Intentional misstatements or omissions of facts constitute Federal Criminal Violations. *See* 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).

On December 3, 2004, Magness FT Investment Company LLC ("Magness FT") agreed to liquidate. In connection with this agreement, Magness FT distributed 76,668 shares of Class A Common Stock and 620,608 shares of Class B Common Stock (representing all of Class A and Class B Common Stock held by Magness FT) to each of Gary Magness and the Estate of Kim Magness (the "Estate"). At the time of the agreement, Mr. Magness was the sole member and manager of Magness FT and the Estate owned a 50.0% economic interest in Magness FT.

(1) Each share of Class B Common Stock may be converted at any time, at the holder's election, into one share of Class A Common Stock upon the surrender of the Class B Common Stock converted.

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, *see* Instruction 6 for procedure.

Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.