

**BEFORE
THE COPYRIGHT ROYALTY BOARD
LIBRARY OF CONGRESS**

Distribution of the 2012 Cable Royalty Funds)))))	Docket No. 14-CRB-0007-CD (2010-2012)
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COMMENTS OF NATIONAL PUBLIC RADIO, INC.

By Federal Register notice dated October 1, 2014, 79 Fed. Reg. 59306, the Copyright Royalty Board ("Board") solicited comment on (1) the motion for partial distribution of the 2012 cable royalty funds ("Motion") filed by the parties representing the Phase I claimant categories to which Section 111 cable royalties have been allocated in prior cable distribution proceedings (collectively, "Phase I Parties") and (2) the existence of Phase I and Phase II controversies with respect to the distribution of the 2012 cable royalty funds. National Public Radio, Inc. ("NPR") is party to joint comments filed by the Phase I Parties in support of the Motion, and it hereby submits its own comments in support of the Motion and advises the Board with respect to Phase I and Phase II controversies.

**No Controversy Precludes Distribution of 60 Percent
of the 2012 Cable Royalty Funds**

As a longstanding Phase I claimant, NPR participated in the Motion requesting the distribution of 60 percent of the 2012 cable royalty funds. See 79 Fed. Reg. at 59306 n.1. As set forth in that Motion, no reasonable objection precludes the distribution of 60 percent of the 2012 cable royalty funds to the Phase I parties, even though all of the 2012 cable royalty funds remain in dispute at this time. Among other reasons, distribution of the funds is subject to the condition that any overpayment that results from the partial distribution must be repaid with interest in accordance with the agreement to be executed pursuant to Section 801(b)(3)(C)(ii) of the

Copyright Act. Accordingly, while all of the 2012 cable royalty funds remain in dispute, no claimant will be deprived of the share of the 2012 cable royalty funds to which it subsequently may be entitled, notwithstanding the partial distribution.

Existence of Controversy

With respect to Phase I of the 2012 cable royalty distribution proceeding, the shares of funds to be allocated to NPR and the other Phase I claimant groups remains in controversy. With respect to Phase II, NPR is unaware of any Phase II claims to the share of the 2012 cable royalties to be awarded to NPR and its participating member stations. At the same time, there is also no Phase II settlement to report at this time.

Respectfully submitted, ✓



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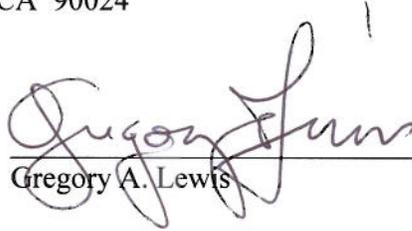
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Date: October 31, 2014

CERTIFICATE OF SERVICE

I hereby certify that on this 31st day of October, a copy of the foregoing Comments of National Public Radio, Inc. was sent by overnight delivery to the individuals listed below:

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