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Petition to Participate

**GENERAL COUNSEL  
OF COPYRIGHT**

Digital Performance Right in Sound Recordings and Ephemeral Recordings  
Copyright Royalty Judges, Library of Congress  
Docket No 2005-1 CRJ DTRA

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I have been following the Internet radio industry (webcasting) for several years, and am interested in investing in an Internet radio company. My pro forma models show that public performance royalties, which presently are unrelated to revenues, are the biggest impediment to making this a viable business. The SWSA structure is better since it is linked to revenue, but clearly it limits the size of a business that can be grown.

I would appreciate the opportunity to participate so my analysis can be taken into account. Consumers will all benefit from greater choice in audio entertainment, but whether that becomes a reality will depend in large part on how this royalty issue is resolved.

Thank you

Allen Nelson