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Before the
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_____ :
In The Matter Of: :

Docket No. 2005-1 CRJ DTRA

Digital Performance Right :
in Sound Recordings and :
Ephemeral Recordings :
_____ :

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MAR 17 2005

SALEM COMMUNICATIONS CORP.'S AND GENERAL COUNSEL
THE NRBMLC'S PETITION TO PARTICIPATE OF COPYRIGHT

Pursuant to 17 U.S.C. § 803(b)(1)(B) and 70 Fed. Reg. 7970, Salem Communications Corp. ("Salem") and the National Religious Broadcasters Music License Committee ("NRBMLC") hereby petition to participate in the above-captioned proceeding to adjust the rates and terms for 2006-2010 for eligible nonsubscription and new subscription services to make certain public performances by digital audio transmission of sound recordings under 17 U.S.C. § 114(f)(2) and to make ephemeral recordings in furtherance of those performances under 17 U.S.C. § 112(e).

Salem has a direct and vital interest in this proceeding because it makes public performances of sound recordings by digital transmission and ephemeral recordings in furtherance thereof that will be subject to the rates and terms established in this proceeding.

The NRBMLC, a standing committee of the National Religious Broadcasters, has a direct and vital interest in this proceeding because it represents, in sound recording licensing matters, the interests of radio stations that (a) make public performances of sound recordings by digital transmission and ephemeral recordings in furtherance thereof and (b) contemplate making such

performances and recordings, both of which will be subject to the rates and terms established in this proceeding.

The requisite \$150 filing fee is enclosed herewith.

Respectfully submitted,

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March 17, 2005