

**Before the  
COPYRIGHT ROYALTY BOARD  
Washington, D.C.**

<b>In the Matter of</b>	)	
	)	
<b>Distribution of the 2008 Cable Royalty Funds</b>	)	<b>Docket No. 2010-6 CRB CD 2008</b>
	)	

**PUBLIC TELEVISION CLAIMANTS' COMMENTS ON  
EXISTENCE OF PHASE I AND PHASE II CONTROVERSIES**

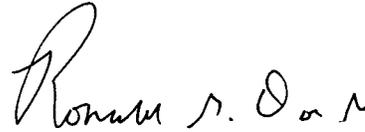
Pursuant to the notice issued by the Copyright Royalty Board (“CRB”) and published at 75 Fed. Reg. 66798 (Oct. 29, 2010), the Public Broadcasting Service (“PBS”) hereby provides comments on behalf of public television stations and copyright owners of programs broadcast by public television stations that are retransmitted by cable operators (the “Public Television Claimants”).

The Copyright Royalty Judges (“Judges”) seek comments relating to the Phase I Claimants’ motion (filed on September 22, 2010) requesting a partial distribution of 50% of the 2008 cable royalty funds. In addition, the Judges have asked the copyright claimant groups to advise as to the existence and extent of any Phase I or Phase II controversies relating to the funds that would remain if the partial distribution is granted.

PBS joins and incorporates the joint Comments of the Phase I Parties filed with the CRB this week. As explained in those comments, Phase I controversies exist among all of the different Phase I categories as to the distribution of the 2008 royalty funds. PBS does not believe that the controversies identified in those comments preclude the partial distribution of royalties requested in the Motion of Phase I Claimants for Partial Distribution. In addition, PBS is not aware of any Phase II controversies with respect to the Public Television Claimants’ share

of the 2008 cable royalty funds that would require resolution by the Judges or the withholding of any of those royalties.<sup>1</sup>

Respectfully submitted,



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Ronald G. Dove, Jr.  
D.C. Bar No. 430533  
Lindsey L. Tonsager  
D.C. Bar No. 983925  
Covington & Burling LLP  
1201 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004-2401  
Phone: (202) 662-5685  
Fax: (202) 778-5685  
rdove@cov.com  
ltonsager@cov.com

Marc Mangum  
Virginia Bar No. 44935  
Assistant General Counsel  
Public Broadcasting Service  
2100 Crystal Drive  
Arlington, VA 22202-3785  
Telephone: (703) 739-8658  
memangum@pbs.org

*Counsel for the Public Broadcasting Service  
and the Public Television Claimants*

November 24, 2010

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<sup>1</sup> PBS reserves the right to identify Phase II controversies in response to the outcome of any Phase I proceedings, in response to any filings of other claimants, or as the result of further investigation.

## **CERTIFICATE OF SERVICE**

I, Lindsey L. Tonsager, hereby certify that on this 24th day of November, 2010, I caused copies of the foregoing "Public Television Claimants' Comments on Existence of Phase I and Phase II Controversies" to be served by first class, postage pre-paid U.S. mail on the following parties:

### **PROGRAM SUPPLIERS**

Gregory O. Olaniran  
Lucy Holmes Plovnick  
MITCHELL SILBERBERG & KNUPP LLP  
1818 N Street, NW, 8th Floor  
Washington, DC 20036

### **JOINT SPORTS CLAIMANTS**

Robert Alan Garrett  
Stephen K. Marsh  
Marco A. Palmieri  
ARNOLD & PORTER LLP  
555 Twelfth Street, NW  
Washington, DC 20004-1206

### **COMMERCIAL TELEVISION CLAIMANTS**

John I. Stewart, Jr.  
Jennifer H. Burdman  
Ann Mace  
CROWELL & MORING LLP  
1001 Pennsylvania Ave., NW  
Washington, DC 20004-2595

### **CANADIAN CLAIMANTS**

L. Kendall Satterfield  
FINKELSTEIN THOMPSON LLP  
1050 30th Street NW  
Washington, DC 20007

### **MUSIC CLAIMANTS**

#### **AMERICAN SOCIETY OF COMPOSERS, BROADCAST MUSIC, INC. AUTHORS AND PUBLISHERS**

Joan M. McGivern  
Samuel Mosenkis  
ASCAP  
One Lincoln Plaza  
New York, NY 10023

Marvin L. Berenson  
Joseph J. DiMona  
BROADCAST MUSIC, INC.  
7 World Trade Center  
250 Greenwich Street  
New York, NY 10007-0030

#### **SESAC, INC.**

John C. Beiter  
ZUMWALT, ALMON & HAYES PLLC  
1014 16th Avenue South  
Nashville, TN 37212

Michael J. Remington  
Jeffrey J. Lopez  
Philip J. Cardinale  
DRINKER BIDDLE & REATH LLP  
1500 K Street, NW – Suite 1100  
Washington, DC 20005

**NATIONAL PUBLIC RADIO**

Joyce Slocum  
Gregory A. Lewis  
NATIONAL PUBLIC RADIO  
635 Massachusetts Avenue, NW  
Washington, DC 20001-3753

**IPG**

Brian D. Boydston  
PICK & BOYDSTON LLP  
617 S. Olive Street, Suite 400  
Los Angeles, CA 90014

**DEVOTIONAL CLAIMANTS**

Clifford M. Harrington  
PILLSBURY WINTHROP SHAW  
PITTMAN LLP  
2300 N Street, NW  
Washington, DC 20037

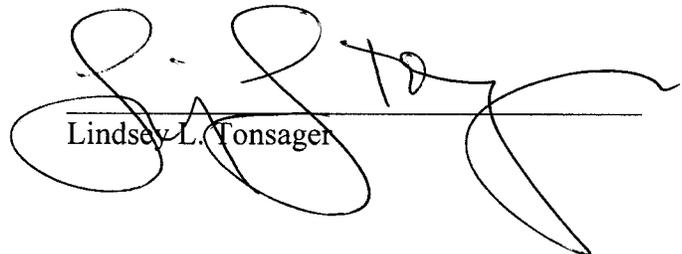
Arnold P. Lutzker  
Allison L. Rapp  
Jeannette M. Carmadella  
LUTZKER & LUTZKER LLP  
1233 20<sup>th</sup> Street, NW, Suite 703  
Washington, DC 20036

Edward S. Hammerman  
HAMMERMAN, PLLC  
5335 Wisconsin Avenue, NW  
Suite 440  
Washington, DC 20015-2052

W. Thad Adams III  
ADAMS EVANS PA  
Suite 2350 Charlotte Plaza  
201 South College Street  
Charlotte, NC 28244

Wendell R. Bird, P.C.  
Jonathan T. McCants  
BIRD, LOECHL, BRITTAIN & McCANTS,  
LLC  
1150 Monarch Plaza  
3414 Peachtree Road, N.E.  
Atlanta, GA 30326

George R. Grange, II  
Kenneth E. Liu  
GAMMON & GRANGE, P.C.  
8280 Greensboro Drive, 7th Floor  
McLean, VA 22102

  
Lindsey L. Tonsager