

Red via email

Before the
Copyright Royalty Board
Library of Congress
Washington D.C.

Received
OCT 11 2014
Copyright Royalty Board

In the Matter of }
DIGITAL PERFORMANCE RIGHT IN }
SOUND RECORDINGS AND EPHEMERAL }
RECORDINGS }
_____ }

Docket No. 14-CRB-0001-WR (2016-2020)
CRB Webcasting IV

Notice of Withdrawal of Petition To Participate

Rusty Hodge, an individual representing SomaFM.com LLC ("Hodge"), an individual, hereby submits this Notice of Withdrawal of Petition to Participate in Docket No. 14-CRB-0001-WR (2016-2020).

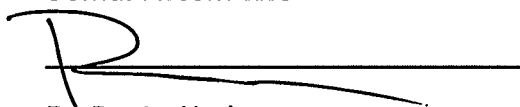
Notwithstanding SomaFM's "significant interest" in the proceeding to determine reasonable rates and terms for the making of public performances of sound recordings by means of eligible nonsubscription transmissions (and associated ephemeral phonorecords), Hodge has concluded that it would not be a good use of his and his small firm's resources to participate in a litigated proceeding where the costs of participation are so high.

Hodge hereby files this Notice of Withdrawal and notifies interested parties.

Dated: October 9, 2014

Respectfully Submitted,

SomaFM.com LLC



By Rusty Hodge
General Manager/Founder
SomaFM.com LLC
2180 Bryant Street, Suite 208
San Francisco, CA 94110
rusty@somafm.com
tel 415 552 7662

CERTIFICATE OF SERVICE

I, Rusty Hodge, hereby certify that on October 9th, 2014, I caused a copy of the foregoing NOTICE OF WITHDRAWAL OF PETITION TO PARTICIPATE unless otherwise specified, to be served by email and first-class mail pursuant to an agreement among the participants listed below:

<p>Cynthia Greer Sirius XM Radio Inc. 1500 Eckington Place, NE Washington, DC 20002 cynthia.greer@siriusxm.com Tel: 202-380-1476 Fax: 202-380-4592</p> <p><i>Sirius XM Radio Inc.</i></p>	<p>Patrick Donnelly Sirius XM Radio Inc. 1221 Avenue of the Americas 36th Floor New York, NY 10020 patrick.donnelly@siriusxm.com Tel: 212-584-5100 Fax: 212-584-5200</p> <p><i>Sirius XM Radio Inc.</i></p>
<p>Glenn Pomerantz Kelly Klaus Anjan Choudhury Melinda LeMoine Munger, Tolles & Olson LLP 355 S. Grand Avenue, 35th Floor Los Angeles, CA 90071-1560 glenn.pomerantz@mto.com kelly.klaus@mto.com anjan.choudhury@mto.com melinda.lemoine@mto.com Tel: 213-683-9100 Fax: 213-687-3702</p> <p><i>Counsel for SoundExchange, Inc.</i></p>	<p>C. Colin Rushing Bradley Prendergast SoundExchange, Inc. 733 10th Street, NW, 10th Floor Washington, DC 20001 Tel: 202-640-5858 Fax: 202-640-5883 crushing@soundexchange.com bprendergast@soundexchange.com</p> <p><i>SoundExchange, Inc.</i></p>

<p>David Golden Constantine Cannon LLP 1301 K Street, NW, Suite 1050 East Washington, DC 20005 dgolden@constantinecannon.com Tel: 202-204-3500 Fax: 202-204-3501</p> <p><i>Counsel for College Broadcasters Inc.</i></p>	<p>Catherine Gellis P.O. Box 2477 Sausalito, CA 94966 cathy@cgcounsel.com Tel: 202-642-2849</p> <p><i>Counsel for College Broadcasters Inc.</i></p>
<p>Janet Malloy Link Donna Schneider Clear Channel Communications, Inc. 75 Rockefeller Plaza, 23rd Floor New York, NY 10018 janetlink@clearchannel.com donnaschneider@clearchannel.com Tel: 210-832-3318 Fax: 210-832-3122</p> <p><i>Clear Channel Communications, Inc.</i></p>	<p>Mark Hansen John Thorne Kellogg, Huber, Hansen, Todd, Evans & Figel, P.L.L.C. 1615 M Street, NW, Suite 400 Washington, DC 20036 mhansen@khhte.com jthorne@khhte.com Tel: 202-326-7900 Fax: 202-326-7999</p> <p><i>Counsel for Clear Channel Communications, Inc.</i></p>
<p>Kenneth Steinthal Joseph Wetzel Ethan Davis King & Spaulding LLP 101 Second Street, Suite 2300 San Francisco, CA 94105 ksteinthal@kslaw.com jwetzel@kslaw.com Tel: 415-318-1200 Fax: 415-318-1300</p> <p><i>Counsel for Amazon.com, Inc., National Public Radio, Inc., and Rhapsody International, Inc.</i></p>	<p>James Duffett-Smith Jared Grusd Spotify USA Inc. 45 W. 18th Street, 7th Floor New York, NY 10011 james@spotify.com jared@spotify.com Tel: 917-565-3894 Fax: 917-207-3543</p> <p><i>Spotify USA Inc.</i></p>

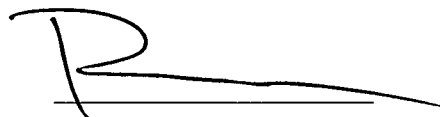
<p>Lee Knife Digital Media Association (DiMA) 1050 16th Street, NW Washington, DC 20036 lknife@digmedia.org Tel: 202-639-9509 Fax: 202-639-9504</p> <p><i>Digital Media Association</i></p>	<p>Gregory A. Lewis National Public Radio, Inc. (NPR) 1111 North Capital Street, NE Washington, DC 20002 glewis@npr.org Tel: 202-513-2050 Fax: 202-513-3021</p> <p><i>National Public Radio, Inc.</i></p>
<p>David Rahn Custom Channels.net, LLC 2569 Park Lane, Suite 104 Lafayette, CO 80026 dave@customchannels.net Tel: 303-588-2824</p> <p><i>Custom Channels.net, LLC</i></p>	<p>Thomas Cheney idobi Network LLC 1941 Vermont Avenue, NW Washington, DC 20001 tom@idobi.com Tel: 202-297-6977</p> <p><i>idobi Network LLC</i></p>
<p>Rusty Hodge SomaFM.com LLC 2180 Bryant Street, Suite 208 San Francisco, CA 94110 rusty@somafm.com Tel: 415-552-7662</p> <p><i>SomaFM.com LLC</i></p>	<p>David Oxenford Wilkinson Barker Knauer, LLP 2300 N Street, NW, Suite 700 Washington, DC 20037 doxenford@wbklaw.com Tel: 202-383-3337 Fax: 202-783-5851</p> <p><i>Counsel for Digitally Imported Inc., AccuRadio, LLC, and Educational Media Foundation</i></p>
<p>Kevin Blair Brian Gantman Educational Media Foundation 5700 West Oaks Boulevard Rocklin, CA 95765 kblair@kloveair1.com bgantman@kloveair1.com Tel: 916-251-1600 Fax: 916-251-1731</p> <p><i>Educational Media Foundation</i></p>	<p>Ari Shohat Digitally Imported Inc. 3457 Ringsby Court, Suite 212 Denver, CO 80216 ari@di.fm Tel: 303-997-2202 Fax: 303-997-1058</p> <p><i>Digitally Imported Inc.</i></p>

<p>Jeff Yasuda Feed Media, Inc. 3979 Freedom Circle, Suite 610 Santa Clara, CA 95054 jeff@feed.fm Tel: 650-479-4881 Fax: 415-449-6947</p> <p><i>Feed Media, Inc.</i></p>	<p>Gary Greenstein Wilson Sonsini Goodrich & Rosati 1700 K Street, NW, 5th Floor Washington, DC 20006 ggreenstein@wsgr.com Tel: 202-973-8849 Fax: 202-973-8899</p> <p><i>Counsel for CMN, Inc., 8tracks, Inc., and Feed Media, Inc.</i></p>
<p>Bruce G. Joseph Karyn K. Ablin Michael L. Sturm Jennifer Elgin Wiley Rein LLP 1776 K Street, NW Washington, DC 20006 bjoseph@wileyrein.com kablin@wileyrein.com msturm@wileyrein.com jelgin@wileyrein.com Tel: 202-719-7000 Fax: 202-719-7049</p> <p><i>Counsel for the National Association of Broadcasters and National Religious Broadcasters NonCommercial Music License Committee</i></p>	<p>Nick Krawczyk Chief Executive & Creative Officer CMN, Inc. 7201 Wisconsin Avenue, Suite 780 Bethesda, MD 20814 nick@crystalmedianetworks.com Tel: 240-223-0846</p> <p><i>CMN, Inc.</i></p>
<p>David Porter Chief Executive Officer 8tracks, Inc. 51 Sharon Street San Francisco, CA 94114 dp@8tracks.com Tel: 415-948-4216</p> <p><i>8tracks, Inc.</i></p>	<p>George Johnson GEO Music Group 23 Music Square East, Suite 204 Nashville, TN 37203 george@georgejohnson.com Tel: 615-242-9999</p> <p><i>GEO Music Group</i></p>

<p>Jane Mago 1771 N Street, NW Washington, D.C. 20036 jmago@nab.org Tel: 202-429-5459 Fax: 202-775-3526</p> <p><i>National Association of Broadcasters (NAB)</i></p>	<p>William Malone 40 Cobbler's Green 205 Main Street New Canaan, Connecticut 06840 malone@ieee.org Tel: 203-966-4770</p> <p><i>Counsel for Intercollegiate Broadcasting System, Inc. and Harvard Radio Broadcasting Co., Inc.</i></p>
<p>Lisa Widup Robert Windom David Weiskopf Apple Inc. 1 Infinite Loop Cupertino, CA 95014 lwidup@apple.com windom@apple.com dweiskopf@apple.com Tel: 408-974-4954 Fax: 408-974-9105</p> <p><i>Apple Inc.</i></p>	<p>Dale Cendali Kirkland & Ellis LLP 601 Lexington Avenue New York, NY 10022 dale.cendali@kirkland.com Tel: 212-446-4800 Fax: 323-446-4900</p> <p><i>Counsel for Apple Inc., Beats Music, LLC</i></p>
<p>Christopher Harrison Pandora Media, Inc. 2101 West Street, Suite 1650 Oakland, CA 94612 charrison@pandora.com Tel: 510-858-3049 Fax: 510-451-4286</p>	<p>R. Bruce Rich, Todd Larson, Sabrina Perelman Weil, Gotshal & Manges LLP 767 Fifth Avenue New York, NY 10153 r.bruce.rich@weil.com todd.larson@weil.com sabrina.perelman@weil.com Tel: 212-310-8170 Fax: 212-310-8007</p>
<p>Paul Fakler Arent Fox LLP 1675 Broadway New York, NY 10119 paul.fakler@arentfox.com Tel: 212-484-3900 Fax: 212-484-3990</p> <p><i>Counsel for Sirius XM Radio Inc.</i></p>	<p>Martin Cunniff Jackson Toof Arent Fox LLP 1717 K Street, NW Washington, DC 20036-5342 martin.cunniff@arentfox.com jackson.toof@arentfox.com</p> <p><i>Counsel for Sirius XM Radio Inc.</i></p>

Russ Hautb
Harv Hendrickson
3003 Snelling Drive, North
Saint Paul, MN 55113
russh@salem.com
hphendrickson@unwsp.edu
Tel: 651-631-5000
Fax: 651-631-5086

*National Religious Broadcasters
NonCommercial Music License
Committee*

A handwritten signature in black ink, consisting of a large, stylized capital letter 'R' followed by a horizontal line that extends to the right and then curves slightly downwards at the end.

Rusty H Hodge