

UNITED STATES COPYRIGHT ROYALTY JUDGES
The Library of Congress

In re

**DETERMINATION OF ROYALTY RATES AND
TERMS FOR PERFORMANCE OR DISPLAY
OF NONDRAMATIC MUSICAL WORKS AND
PICTORIAL, GRAPHIC, AND SCULPTURAL
WORKS BY PUBLIC BROADCASTING
ENTITIES (PB III)**

**Docket No. 16-CRB-0002 PBR
(2018-2022)**

ORDER TO SHOW CAUSE

The Copyright Royalty Judges (Judges) commenced the instant proceeding on January 5, 2016, by publishing a notice in the Federal Register seeking Petitions to Participate. 81 Fed. Reg. 256 (Jan. 5, 2016). David Powell, acting *pro se*, filed a Petition to Participate on February 4, 2016, which is attached as Attachment A.

The purpose of the proceeding is to set rates and terms under the statutory license for certain uses by public broadcasting entities of published nondramatic musical works and published pictorial, graphic, and sculptural works as set forth in section 118 of the Copyright Act (Act). *See* 17 U.S.C. 118. Because Mr. Powell’s Petition to Participate does not describe his interest in this proceeding, the Judges are unable to determine that Mr. Powell has a “significant interest” in the proceeding as required by section 803(b)(2)(C) of the Act.

Therefore the Judges hereby **ORDER** that, on or before August 12, 2016, Mr. Powell **SHOW CAUSE** in writing why his Petition to Participate in this proceeding should not be **DISMISSED** for failure to demonstrate a significant interest in the proceeding.

The Judges further **ORDER** that Mr. Powell comply with the Judges’ procedural rules in responding to this Order, including the provisions of 37 C.F.R. 350.4 concerning filing and service.

The Judges further **ORDER** that Mr. Powell’s response to this Order, and any subsequent filings by Mr. Powell in this proceeding, be **typed** (double-spaced) using a serif typeface (*e.g.*, Times New Roman) no smaller than 12 points for the text of the body or 10 points for footnotes and formatted for 8 ½ by 11 inch pages with no less than 1 inch margins.

SO ORDERED.

Suzanne M. Barnett
Chief Copyright Royalty Judge

DATED: July 25, 2016

Attachment A

COPYRIGHT ROYALTY BOARD
WASH. D.C.

ORIGINAL

2.2.16

DOCKET NO. 16-CRB-0002-PBR (2018-2022)

Received
FEB 0 4 2016
Copyright Royalty Board

VERIFIED MOTION PETITION TO PARTICIPATE
DETERMINATION OF RATES & TERMS FOR PUBLIC
BROADCASTING (PBI)

DAVID POWELL PETITIONS COURT ROYALTY
BOARD W/ VERIFIED MOTION TO PARTICIPATE. AS
A VIRTUAL REPRESENTATION STANDING (THIRD
PARTY) ZONE OF INTEREST PRO SE. 37CFR 350.2

IN ACCORDANCE W/ § 351.1 (b) FOR PERIOD
2018-2022 A MONEY ORDER FOR \$150.00
ENCLOSED W/ 7 COPIES & RETURN ENVELOPE.

SINCERELY

DAVID POWELL

David Powell PRO SE

P.O.B. 010950
MIAMI, FL 33101
305 539-1755