

**Before the  
UNITED STATES COPYRIGHT ROYALTY JUDGES  
Library of Congress  
Washington, DC**

*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)**

**NOTICE OF SETTLEMENT  
AND STATUS REPORT**

Broadcast Music, Inc. (“BMI”) hereby files this Notice of Settlement and Status Report in the above-captioned proceeding in accordance with the Notice of Participants, Commencement of Voluntary Negotiation Period, and Case Scheduling Order of the Copyright Royalty Judges (the “Judges”) dated March 25, 2016.

BMI hereby notifies the Judges of the progress it has made during the Voluntary Negotiation Period as to negotiating joint proposals and/or voluntary agreements with the other participants in this proceeding that will govern the fees and terms for the nondramatic public performance of musical works in the BMI repertory for the period 2018 through 2022.

**I. Rates Under 37 C.F.R. § 381.4: Performance of Musical Compositions by PBS, NPR and other Public Broadcasting Entities.**

As in all prior proceedings, BMI has engaged in negotiations with National Public Radio (“NPR”) and Public Broadcasting Service (“PBS”) to reach a voluntary license agreement for performance of works in the BMI repertory for the period from 2018 to 2022.

The noncommercial broadcasting entities that fall within the terms of such a voluntary agreement include the following television and radio broadcast stations that receive or are eligible to receive general operational support from the Corporation for Public Broadcasting (“CPB”) pursuant to the Public Broadcasting Act of 1967, as provided in 37 C.F.R. § 381.4.

- (1) Noncommercial television broadcast stations affiliated with the PBS;
- (2) Noncommercial television broadcast stations not affiliated with PBS eligible to receive operational support from CPB;
- (3) Noncommercial radio broadcast stations affiliated with NPR; and
- (4) Noncommercial radio broadcast stations not affiliated with NPR eligible to receive operational support from CPB.

While the parties have not yet reached an agreement in principle for fees and terms in the next license period, they continue to negotiate in good faith, with the intention that a voluntary license agreement will be reached in the near future. When an agreement is reached, the parties will notify the Judges and a copy will be filed within thirty (30) days of its execution, as required by 17 U.S.C. § 118 (b)(2).

## **II. Rates Under 37 C.F.R. § 381.5: Performance of Musical Compositions by Public Broadcasting Entities Licensed to Colleges and Universities.**

BMI has reached an agreement in principle with the National Association of College and University Business Officers (“NACUBO”) regarding the fees and terms that will govern the public performance of musical works in the BMI repertory by public broadcasting entities licensed to colleges and universities, as provided in 37 C.F.R. § 381.5. BMI anticipates that a joint proposal setting forth such fees and terms will be filed in the near future.

**III. Rates Under 37 C.F.R. § 381.6: Performance of Musical Compositions by Other Public Broadcasting Entities.**

BMI has reached an agreement in principal with the National Religious Broadcasters Noncommercial Music License Committee (“NRBNMLC”).<sup>1</sup> BMI anticipates that a joint proposal setting forth the fees and terms upon which they have agreed, and that will govern the performance of musical works in the BMI repertory by religious broadcasting entities and other public broadcasting entities, as provided in 37 C.F.R. § 381.6, will be filed in the near future.

Respectfully submitted,

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Dated: July 1, 2016

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<sup>1</sup> This agreement in principle is supported by the Church Music Publishers’ Association, Inc.

## CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of July, 2016, a copy of the foregoing Notice of Settlement and Status Report was sent by overnight delivery to the following:

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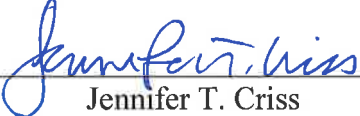
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