

COPYRIGHT ROYALTY JUDGES
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In re

Proposed Rulemaking Pursuant to
P.L. No. 115-264 (Music Modernization Act)

Docket Number 18-CRB-0012-RM

**ORDER GRANTING EXTENSION OF TIME FOR SUBMISSION OF
COMMENTS AND PROPOSALS IN RESPONSE TO THE COPYRIGHT ROYALTY
JUDGES' NOTIFICATION OF INQUIRY**

On November 5, 2018, the Copyright Royalty Judges (Judges) published a Notification of Inquiry (“NOI”) in the *Federal Register*, seeking comments and proposals regarding the modification and/or amendment of regulations to conform to the Music Modernization Act (MMA). *See* 83 Fed. Reg. 55334 (Nov. 5, 2018). The NOI sets the deadline for submission of comments and proposals for November 26, 2018.

On November 14, 2018, the Digital Media Association (DiMA) and the National Music Publishers’ Association (NMPA) filed a Joint Motion for Extension of Time for Submission of Comments and Proposals in Response to the Copyright Royalty Judges’ NOI Regarding Modification and Amendment of Regulations to Conform to the MMA (Joint Motion). The moving parties seek an extension of the deadline to December 17, 2018.

The Judges acknowledge the reasons delineated in the Joint Motion and appreciate the moving parties’ concern with the quality of their submissions. The Judges must balance that concern, however, against the time limits established by the MMA within which they must commence a budget approval and allocation proceeding. To assure an orderly proceeding, the Judges must discharge their rulemaking duties as required by the Administrative Procedure Act. In addition to accepting and evaluating comments in response to their Notice of Inquiry, the Judges must publish formal notice of a proposed rulemaking, accept and evaluate comments on the proposed rules, and ultimately draft and publish final rules governing this new type of proceeding..

Accordingly, the Judges **GRANT in part** the Joint Motion and extend the deadline for submission of comments and proposals in response to the NOI to and including **December 10, 2018**. The Judges will publish notice of the extension in the *Federal Register* as soon as practicable.

Suzanne M. Barnett
Chief Copyright Royalty Judge

DATED: November 15, 2018.