

November 10, 1994

Dear Ms. Antonin:

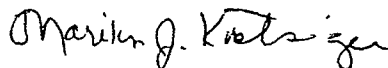
The claim you sent the Copyright Office on behalf of KREM-TV for 1993 cable royalties was filed after the filing period. As a result, your claim for 1993 cable royalties is rejected. This rejection is without prejudice to your filing for cable royalties next year.

17 U.S.C. §111 states that claims for cable royalties shall be filed during the month of July. By regulation, the Copyright Office has established that you may meet this statutory deadline if: (1) the claim is received by the Copyright Office during the month of July, or (2) the claim is mailed with the U.S. Postal Service during the month of July and bears a July U.S. postmark. 37 C.F.R. 252.4(a). Because this year July 31 fell on a Sunday, the Copyright Office, in compliance with 17 U.S.C. §703, allowed claims to be filed or mailed on August 1.

Your claim was received by the Copyright Office on August 5, 1994. The envelope containing your claim indicates a business meter dated August 1, 1994, and a U.S. postmark indicating August 2, 1994. Business meter dates are not evidence of when the claim was mailed because a business can put down any date it wants. 37 C.F.R. 252.4(c). Only a U.S. postmark is evidence of when the claim was mailed. As a result, we are obliged to go by the U.S. postmark which indicates that the claim was mailed on August 2, 1994, after the statutory deadline.

In the future, you can assure yourself that the claim will be accepted as timely if you get a July U.S. postmark at the post office. Enclosed, you will find a photocopy of the claim envelope as received by the Copyright Office.

Sincerely,



Marilyn J. Kretsinger
Acting General Counsel

Enclosure: photocopy of claim envelope

Meg Antonin
Program Director
KREM-TV
4103 South Regal Street
P.O. Box 8037
Spokane, Washington 99203

cc: Ben Ivins, NAB



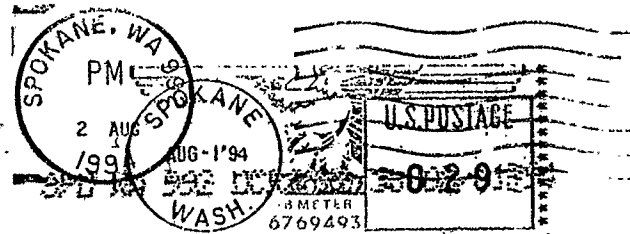
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KREM TV2

4103 South Regal Street
P.O. Box 8037
Spokane, Washington 99203
A Division of King Broadcasting Company



**COPYRIGHT ARBITRATION ROYALTY PANEL
P.O. BOX 70977 SOUTHWEST STATION
WASHINGTON, D.C. 20024**



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WASHINGTON, D.C. 20024

GENERAL COUNSEL
OF COPYRIGHT, ¹

AUG 5 1994

CLAIM TO 1993 CABLE COPYRIGHT ROYALTIES

RECEIVED

1. FULL LEGAL NAME OF LICENSEE: King Broadcasting Company

2. STREET ADDRESS: KREM-TV

4103 South Regal

Spokane, WA 99203

3. PERIOD FOR WHICH CLAIM IS MADE: January 1, 1993 - December 31, 1993

4. NATURE OF WORK FOR WHICH CLAIM IS FILED:

1. Examples of all station produced programming broadcast by KREM-TV, including but not limited to:

a. KREM 2 NEWS

2. The station's entire broadcast day as a compilation.

5. EXAMPLES OF DISTANT CABLE CARRIAGE IN 1993:

KREM 2 NEWS was broadcast on KREM-TV and retransmitted by TCI Cablevision of Washington, Inc., Wenatchee Office, P.O. Box 1480, Wenatchee, WA 99807, on 7/6/93 at 5:00 p.m.

Respectfully submitted,

King TV
LICENSEE

Meg Anton
BY

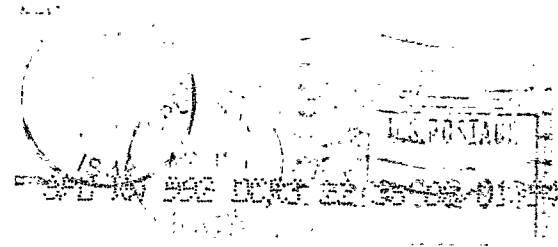
Program Dir
TITLE

8/1/94
DATE



KREM TV2

4103 South Regal Street
P.O. Box 8037
Spokane, Washington 99203
A Division of King Broadcasting Company



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Defect

