

UNITED STATES COPYRIGHT ROYALTY JUDGES
The Library of Congress

In re

Distribution of 2000, 2001, 2002, and 2003
Cable Royalty Funds

Docket Number 2008-2 CRB CD 2000-03
(Phase II) (Remand)

**SCHEDULING ORDER AND NOTICE OF CONCLUSION
OF PROCEEDING AS A PAPER PROCEEDING**

The issues before the Copyright Royalty Judges (Judges) in the present proceeding, on remand from the U.S. Court of Appeals for the D.C. Circuit (D.C. Circuit) are narrow. The D.C. Circuit remanded to the Judges determination of the appropriate distribution of royalty deposits allocated to the Devotional Programming Category of copyright owners for the years 2000 to 2003, inclusive. The parties in interest in this remand proceeding are Worldwide Subsidy Group LLC dba Independent Producers Group (IPG) and the Settling Devotional Claimants (SDC), a consortium of copyright owners asserting claims to funds allocated to the Devotional Programming Category.

Pursuant to a ruling from the D.C. Circuit,¹ the Judges issued an order detailing the issues the parties should address and a schedule for filing necessary pleadings.² In accordance with the schedule, the parties filed Written Direct Statements on April 15, 2016. Neither party filed an Amended Written Direct Statement (AWDS).³ The parties filed their Joint Settlement Conference Report on January 24, 2017. The April 25, 2016 case schedule left open the dates for the parties to file Written Rebuttal Statements (WRS).

By this Order, the Judges give notice of their intent to conclude this proceeding as a paper proceeding, under 17 U.S.C. § 803(b)(5)(B). The Judges set **October 11, 2017**, as the deadline for the parties to comment on the decision to complete the captioned remand proceeding as a paper proceeding. *See id.* at § 803(b)(5). The Judges further set **January 8, 2018**, as the deadline for parties to file WRS, if any. Discovery relating to the WRS shall commence on **January 16, 2018**, and end on **February 23, 2018**. The Parties may, if they choose, thereafter

¹ *See Settling Devotional Claimants v. Copyright Royalty Board*, No. 13-1276 (D.C. Cir. Aug. 14, 2015).

² *See* Order for Proceedings on Remand and Scheduling Order (Jan. 14, 2016); Order Establishing Modified Remand Schedule (Apr. 25, 2016); Agreed Order Extending Discovery Deadlines (May 25, 2016).

³ Under the April 25, 2016 order, AWDSs were due two weeks after the Judges ruled on discovery motions. The Judges' last order relating to discovery in this proceeding was issued January 3, 2017.

file their respective “one additional response” in the form of a memorandum of law due **March 9, 2018**. The Judges will not permit or consider any filings made after March 9, 2018.

SO ORDERED.

Suzanne M. Barnett
Chief Copyright Royalty Judges

DATED: October 6, 2017.