

**Before the
COPYRIGHT ROYALTY JUDGES
Washington, DC**

In the Matter of)
)
Distribution of the)
2010 Cable Royalty Funds)
)

Docket No. 2012-4 CRBSJCD 2010

**Received
SEP 04 2012
Copyright Royalty Board**

COMMENTS OF SESAC, INC. ON THE EXISTENCE OF CONTROVERSIES

The Comments of the Phase I Parties filed in the above referenced matter on September 4, 2012, in support of the Motion of the Phase I Claimants for Partial Distribution of 2010 cable royalties (filed June 20, 2012), state that Phase I controversies exist among Phase I Parties as to the distribution of those royalties. Pursuant to the Copyright Royalty Judges' July 30, 2012 notice (published at 77 Fed. Reg. 46,527 (August 3, 2012)), SESAC, Inc. ("SESAC") submits these supplemental comments to report on the status of Phase II controversies in the music category among the Music Claimants¹ concerning the 2010 cable royalty funds.

Although SESAC is informed that ASCAP and BMI have reached an agreement between themselves regarding their respective Phase II claims in the music category, a Phase II

¹ The Music Claimants are SESAC, the American Society of Composers, Authors and Publishers ("ASCAP"), and Broadcast Music, Inc. ("BMI"). Together, they represent hundreds of thousands of composers, songwriter, and music publisher members and affiliates with combined repertoires of millions of copyrighted musical works. SESAC, ASCAP and BMI license the public performance rights granted to their respective members and affiliates as authors and copyright owners under Section 106(4) of the Copyright Act (17 U.S.C. §106(4)). The Music Claimants are also affiliated with nearly ninety foreign performing rights societies and license the repertoires of those societies in the United States.

controversy currently exists between those two Music Claimants and SESAC.

Respectfully submitted,

SESAC, INC.

A handwritten signature in cursive script, appearing to read "John C. Beiter", is written over a horizontal line.

John C. Beiter

TN Bar No. 12564

SHACKELFORD, ZUMWALT & HAYES, LLP

1014 16th Avenue South

Nashville, TN 37212

Phone: (615) 256-7200

Fax: (615) 256-7106

jbeiter@shacklaw.net

Dated: September 4, 2012

Keys, LaKeshia

From: John C. Beiter [jbeiter@shacklaw.net]
Sent: Tuesday, September 04, 2012 5:36 PM
To: crb
Cc: pcollins@sesac.com; Deborah Houghton (DHoughton@SESAC.com)
Subject: Comments of SESAC, Inc. (Docket No. 2012-4 CRB CD 2010)
Attachments: SESAC Cable Controversy Pleading.pdf

Please see attached.

John C. Beiter
Shackelford, Zumwalt & Hayes
1014 16th Avenue South
Nashville, TN 37212
Phone: 615.256.7200
Fax: 615.256.7106
Email: jbeiter@shacklaw.net

www.shacklaw.net

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