

Before the
COPYRIGHT ROYALTY JUDGES
Washington, D.C.

Received
SEP 04 2012
Copyright Royalty Board

In the Matter of)

Distribution of the 2010)
Cable Royalty Funds)

Docket No. 2012-4 CRB CD 2010

**PUBLIC TELEVISION CLAIMANTS' COMMENTS ON
EXISTENCE OF PHASE I AND PHASE II CONTROVERSIES**

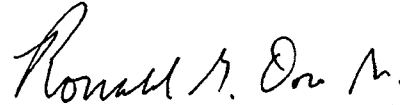
Pursuant to the notice issued by the Copyright Royalty Board ("CRB") and published at 77 Fed. Reg. 46527 (Aug. 3, 2012), the Public Broadcasting Service ("PBS") hereby provides comments on behalf of public television stations and copyright owners of programs broadcast by public television stations that are retransmitted by cable operators (the "Public Television Claimants").

The Copyright Royalty Judges ("Judges") seek comments relating to the Phase I Claimants' motion (filed on June 20, 2012) requesting a partial distribution of 50% of the 2010 cable royalty funds. In addition, the Judges have asked the copyright claimant groups to advise as to the existence and extent of any Phase I or Phase II controversies relating to the funds that would remain if the partial distribution is granted.

PBS joins and incorporates the joint Comments of the Phase I Parties filed with the CRB today. As explained in those comments, Phase I controversies exist at the present time among the Phase I Parties as to the distribution of the 2010 royalty funds. PBS does not believe that the controversies identified in those comments preclude the partial distribution of royalties requested in the Motion of Phase I Claimants for Partial Distribution. In addition, PBS is not aware of any Phase II controversies with respect to the Public Television Claimants' share of the

2010 cable royalty funds that would require resolution by the Judges or the withholding of any of those royalties.¹

Respectfully submitted,



Ronald G. Dove, Jr.
D.C. Bar No. 430533
Lindsey L. Tonsager
D.C. Bar No. 983925
Covington & Burling LLP
1201 Pennsylvania Avenue NW
Washington, DC 20004-2401
Phone: (202) 662-5685
Fax: (202) 778-5685
rdove@cov.com
ltonsager@cov.com

Marc Mangum
Virginia Bar No. 44935
Assistant General Counsel
Public Broadcasting Service
2100 Crystal Drive
Arlington, VA 22202-3785
Telephone: (703) 739-8658
memangum@pbs.org

*Counsel for the Public Broadcasting Service
and the Public Television Claimants*

September 4, 2012

¹ PBS reserves the right to identify Phase II controversies in response to the outcome of any Phase I proceedings, in response to any filings of other claimants, or as the result of further investigation.

CERTIFICATE OF SERVICE

I, Lindsey L. Tonsager, hereby certify that on this 4th day of September, 2012, I caused copies of the foregoing "Public Television Claimants' Comments on Existence of Phase I and Phase II Controversies" to be served by first class, postage pre-paid U.S. mail on the following parties:

COMMERCIAL TELEVISION CLAIMANTS

NATIONAL ASSOCIATION OF BROADCASTERS

John I. Stewart, Jr.
Jennifer H. Burdman
Ann Mace
CROWELL & MORING LLP
1001 Pennsylvania Ave. NW
Washington, DC 20004-2595

PROGRAM SUPPLIERS

Gregory O. Olaniran
Lucy Holmes Plovnick
MITCHELL SILBERBERG & KNUPP LLP
1818 N Street NW, 8th Floor
Washington, DC 20036

IPG

Brian D. Boydston
PICK & BOYDSTON LLP
10786 Le Conte Ave.
Los Angeles, CA 90024

JOINT SPORTS CLAIMANTS

Robert Alan Garrett
Stephen K. Marsh
James R. Wood
ARNOLD & PORTER LLP
555 Twelfth Street NW
Washington, DC 20004-1206

Richie T. Thomas
Iain R. McPhie
Christine Sohar Henter
SQUIRE, SANDERS & DEMPSEY (US)
LLP
1200 19th Street NW
Washington, DC 20036

CANADIAN CLAIMANTS

L. Kendall Satterfield
FINKELSTEIN THOMPSON LLP
1077 30th Street NW
Suite 150
Washington, DC 20007

MUSIC CLAIMANTS

AMERICAN SOCIETY OF COMPOSERS, SESAC, INC. AUTHORS AND PUBLISHERS

Joan M. McGivern
Samuel Mosenkis
ASCAP
One Lincoln Plaza
New York, NY 10023

John C. Beiter
SHACKELFORD, ZUMWALT & HAYES
1014 16th Avenue South
Nashville, TN 37212

BROADCAST MUSIC, INC.

Joseph J. DiMona
BROADCAST MUSIC, INC.
7 World Trade Center
250 Greenwich Street
New York, NY 10007-0030

NATIONAL PUBLIC RADIO

Joyce Slocum
Gregory A. Lewis
NATIONAL PUBLIC RADIO
635 Massachusetts Avenue NW
Washington, DC 20001-3753

Michael J. Remington
Jeffrey J. Lopez
DRINKER BIDDLE & REATH LLP
1500 K Street NW – Suite 1100
Washington, DC 20005

DEVOTIONAL CLAIMANTS

Clifford M. Harrington
PILLSBURY WINTHROP SHAW
PITTMAN LLP
2300 N Street NW
Washington, DC 20037

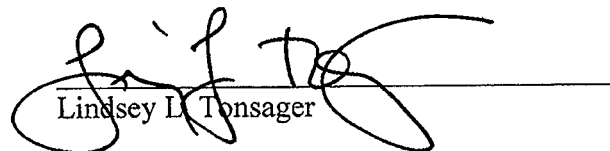
Arnold P. Lutzker
Allison L. Rapp
Jeannette M. Carmadella
LUTZKER & LUTZKER LLP
1233 20th Street NW, Suite 703
Washington, DC 20036

Edward S. Hammerman
HAMMERMAN, PLLC
5335 Wisconsin Avenue NW
Suite 440
Washington, DC 20015-2052

W. Thad Adams III
SHUMAKER, LOOP & KENDRICK, LLP
First Citizens Bank Plaza
128 South Tryon Street, Suite 1800
Charlotte, NC 28202

Wendell R. Bird, P.C.
Jonathan T. McCants
BIRD, LOECHL, BRITTAIN & McCANTS,
LLC
1150 Monarch Plaza
3414 Peachtree Road, N.E.
Atlanta, GA 30326

George R. Grange
Kenneth E. Liu
GAMMON & GRANGE, P.C.
8280 Greensboro Drive, 7th Floor
McLean, VA 22102



Lindsey D. Tonsager

Keys, LaKeshia

From: Tonsager, Lindsey [ltonsager@cov.com]
Sent: Tuesday, September 04, 2012 11:21 AM
To: crb
Cc: Dove, Ronald
Subject: Distribution of the 2010 Cable Royalty Funds, Docket No. 2012-4 CRB CD 2010
Attachments: Public Television Claimants' Comments on Existence of Phase I and Phase II Controversies.pdf

Please find attached the Public Television Claimants' Comments on Existence of Phase I and Phase II Controversies, which we are filing electronically today in the above-referenced docket.

Please reply back as confirmation that this message has been received.

Best,
Lindsey L. Tonsager

Lindsey L. Tonsager | **COVINGTON & BURLING LLP**
1201 Pennsylvania Avenue, NW
Washington, D.C. 20004-2401
Tel: 202.662.5609 | Fax: 202.778.5609
ltonsager@cov.com

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