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<i>In re</i> DISTRIBUTION OF CABLE ROYALTY FUNDS	DOCKET NO. 14-CRB-0010 CD (2010-2013)
<i>In re</i> DISTRIBUTION OF CABLE ROYALTY FUNDS	CONSOLIDATED DOCKET NO. 14-CRB-0010-CD/SD (2010-13)
<i>In re</i> DISTRIBUTION OF SATELLITE ROYALTY FUNDS	

ORDER DIRECTING CALCULATION OF FINAL DISTRIBUTION SHARES

The Copyright Royalty Judges have received motions for final distribution of cable royalty funds for 2010-13 from each of the allocation phase participants in these proceedings.¹ These motions followed the Judges' resolution of allocation phase controversies in their *Final Allocation Determination*, 84 Fed. Reg. 3552 (Feb. 12, 2019), *aff'd sub nom. Program Suppliers v. CRB*, D.C. Cir. No. 19-1063 (Apr. 14, 2020) (per curiam) (*Allocation Determination*), and distribution phase controversies in their *Final Distribution Determination*, 83 Fed. Reg. 38326 (Aug. 6, 2018) (*Devotional Distribution Determination*) and *Final Distribution Determination*, 83 Fed. Reg. 61683 (Nov. 30, 2018), *appeal dismissed for lack of jurisdiction sub nom. Multigroup Claimants v. CRB*, D.C. Cir. No. 18-1338 (Dec. 6, 2019) (per curiam) (*Program Suppliers Distribution Determination*). The allocation shares determined in the *Allocation Determination* are set forth in Appendix 1. The distribution shares in the Devotional and Program Suppliers categories determined in the *Devotional Distribution Determination* and the *Program Suppliers Distribution Determination* are set forth in Appendix 2. The percentage shares awarded to each participant, derived from the allocation and distribution shares, are set forth in Appendix 3.

¹ See [Settling Devotional Claimants' Motion for Final Distribution of 2010-13 Cable Royalty Funds](#) (Jun. 10, 2020); [MPA-Represented Program Suppliers' Motion for Final Distribution of 2010-13 Cable Royalty Funds](#) (Jun. 10, 2020); [Motion of the Canadian Claimants Group for Final Distribution of 2010-13 Cable Royalty Funds](#) (Jun. 12, 2020); [Joint Sports Claimants' Motion for Final Distribution of 2010-13 Cable Royalty Funds](#) (Jun. 12, 2020); [Public Television Claimants Motion for Final Distribution of 2010-13 Cable Royalty Funds](#) (Jun. 16, 2020); [Commercial Television Claimants' Motion for Final Distribution of 2010-13 Cable Royalty Funds](#) (Jun. 16, 2020).

In order to facilitate the final distributions to all participants, the Judges hereby **DIRECT** the Licensing Division to compute the amounts to be distributed to each party from each fund in accordance with the percentage shares set forth in Appendix 3 as of September 30, 2020, so that the Judges may provide those computations to the parties for comment **no later than October 13, 2020**. All amounts shall be net of the allocations of royalties paid to the Music Claimants and NPR² and shall account for partial distributions of the 2010-2013 cable royalties previously ordered by the Judges.³ All other increases or decreases to the royalty funds (*e.g.*, due to administrative expenses incurred or investment earnings accrued while the funds were on deposit with the Copyright Office) shall be apportioned among the parties in accordance with their respective percentage shares as adjusted to rebalance the parties' shares following any partial distributions those parties may have received.

SO ORDERED.

Jesse M. Feder
Chief Copyright Royalty Judge

DATED: October 2, 2020.

² By agreement of the allocation phase parties, Music Claimants received an allocation of 3.50% of the total available funds as of the date of the distribution to Music Claimants from each of the Basic, 3.75%, and Syndex Funds for each year of the proceeding, after deducting NPR's allocation. *Order Granting Motion for Final Distribution of 2010-2013 Cable Royalty Funds to Music Claimants* (Aug. 11, 2017). Also by agreement of the allocation phase parties, NPR received 0.16% of the total funds received for 2010-2013, minus the dollar value of partial distributions NPR had received as of the date of the final distribution order, which totaled \$846,673.38 for the four royalty years involved in this proceeding. *Order Granting Motion for Final Distribution of 2010-2013 Cable Royalty Funds to National Public Radio* (Aug. 23, 2017).

³ A list of all prior distributions in this matter is attached as Appendix 4.

Appendix 1: Allocation Shares

	2010	2011	2012	2013
Basic Fund				
Canadian Claimants	5.0%	5.0%	5.0%	5.5%
Commercial TV	16.8%	16.8%	16.2%	15.3%
Devotional Programs	4.0%	5.5%	5.5%	4.3%
Program Suppliers	26.5%	23.9%	21.5%	19.3%
Public TV	14.8%	18.6%	17.9%	19.5%
Sports	32.9%	30.2%	33.9%	36.1%
3.75% Fund				
Canadian Claimants	5.9%	6.1%	6.1%	6.8%
Commercial TV	19.7%	20.6%	19.7%	19.0%
Devotional Programs	4.7%	6.8%	6.7%	5.3%
Program Suppliers	31.1%	29.4%	26.2%	24.0%
Public TV	0.0%	0.0%	0.0%	0.0%
Sports	38.6%	37.1%	41.3%	44.9%
Syndex Fund				
Program Suppliers	100%	100%	100%	100%

Appendix 2: Distribution Shares

Devotional

	2010	2011	2012	2013
Settling Devotional Claimants (SDC)	77.10%	82.60%	84.80%	89.10%
Multigroup Claimants (MGC)	22.90%	17.40%	15.20%	10.90%

Program Suppliers

	2010	2011	2012	2013
Motion Picture Association	99.37%	99.47%	99.45%	99.50%
MGC	0.63%	0.53%	0.55%	0.50%

Appendix 3: Shares Awarded by Participant

	2010	2011	2012	2013
Basic Fund				
Canadian Claimants	5.00%	5.00%	5.00%	5.50%
Commercial TV	16.80%	16.80%	16.20%	15.30%
Devotional Programs				
SDC	3.08%	4.54%	4.66%	3.83%
MGC	0.92%	0.96%	0.84%	0.47%
Program Suppliers				
MPA	26.33%	23.77%	21.38%	19.20%
MGC	0.17%	0.13%	0.12%	0.10%
Public TV	14.80%	18.60%	17.90%	19.50%
Sports	32.90%	30.20%	33.90%	36.10%
3.75% Fund				
Canadian Claimants	5.90%	6.10%	6.10%	6.80%
Commercial TV	19.70%	20.60%	19.70%	19.00%
Devotional Programs				
SDC	3.62%	5.62%	5.68%	4.72%
MGC	1.08%	1.18%	1.02%	0.58%
Program Suppliers				
MPA	30.90%	29.24%	26.06%	23.88%
MGC	0.20%	0.16%	0.14%	0.12%
Public TV	0.00%	0.00%	0.00%	0.00%
Sports	38.60%	37.10%	41.30%	44.90%
Syndex Fund				
Program Suppliers				
MPA	99.37%	99.47%	99.45%	99.50%
MGC	0.63%	0.53%	0.55%	0.50%

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Appendix 4: Prior Distribution Orders

Partial Distributions by Royalty Year:

2013

Order Granting Motion of Phase I Claimants for Partial Distribution, Docket No. 14-CRB-0010 CD (2013) (May 28, 2015) (60% partial distribution of 2013 cable royalties)

2012

Order Granting Motion of Phase I Claimants for Partial Distribution, Docket No. 14-CRB-0007 CD (2010-12) (Dec. 23, 2014) (60% partial distribution of 2012 cable royalties)

2011

Order Granting Phase I Claimants' Motion for Partial Distribution of 2011 Cable Royalty Funds, Docket No. 2012-9 CRB CD 2011 (Mar. 13, 2013) (50% partial distribution of 2011 cable royalties)

2010

Order Granting Phase I Claimants' Motion for Partial Distribution of 2010 Cable Royalty Funds, Docket No. 2012-4 CRB CD 2010 (Sept. 14, 2012) (50% partial distribution of 2010 cable royalties)

Final Distributions:

Music Claimants

Amended Order Granting Motion for Final Distribution of 2010-2013 Cable Royalty Funds to Music Claimants (Aug. 23, 2017)

NPR

Order Granting Request for Final Distribution of 2010-2013 Cable Royalty Funds to National Public Radio (Aug. 23, 2017)