

Before the
COPYRIGHT ROYALTY JUDGES
Washington, DC

In re

**DETERMINATION OF ROYALTY RATES AND
TERMS FOR PERFORMANCE OR DISPLAY
OF NONDRAMATIC MUSICAL WORKS AND
PICTORIAL, GRAPHIC, AND SCULPTURAL
WORKS BY PUBLIC BROADCASTING
ENTITIES (PB IV)**

**Docket No. 21-CRB-0002-PBR
(2023-2027)**

**NOTICE OF SETTLEMENT OF THE PUBLIC BROADCASTING ENTITIES AND
AMERICAN SOCIETY OF COMPOSERS, AUTHORS AND PUBLISHERS**

The undersigned parties to the above-captioned proceeding (the “Proceeding”) hereby notify the Copyright Royalty Judges (the “Judges”) that a confidential agreement relating to the fees and terms of the 17 U.S.C. §118 noncommercial educational broadcasting compulsory license for the 2023-2027 period has been reached between American Society of Composers, Authors and Publishers (“ASCAP”) and the Corporation for Public Broadcasting (“CPB”), National Public Radio (“NPR”) and Public Broadcasting Service (“PBS” and, with CPB and NPR, the “Public Broadcasting Entities”) for the 2023-2027 period at issue in the Proceeding.

The noncommercial broadcasting entities that fall within the terms of such a voluntary agreement include the following television and radio broadcast stations that receive or are eligible to receive general operational support from CPB pursuant to the Public Broadcasting Act of 1967, as provided in 37 CFR §381.4.

- (1) Noncommercial television broadcast stations affiliated with PBS;
- (2) Noncommercial television broadcast stations not affiliated with PBS eligible to receive operational support from CPB;

- (3) Noncommercial radio broadcast stations affiliated with NPR; and
- (4) Noncommercial radio broadcast stations not affiliated with NPR eligible to receive operational support from CPB.

ASCAP and the Public Broadcasting Entities have now reached agreement on a final form of the license agreement. By separate filing, ASCAP will timely submit to the Judges, pursuant to 17 U.S.C. § 118 (b)(2), a redacted version of the final license within 30 days of execution.

Respectfully submitted,

AMERICAN SOCIETY OF COMPOSERS, AUTHORS, AND PUBLISHERS

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Dated: November 22, 2021

CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of November, 2021, a copy of the foregoing Notice of Settlement of ASCAP and the Public Broadcasting Entities was filed electronically using eCRB, which will automatically provide electronic service copies to all counsel and *pro se* participants who are registered to use eCRB. *See* 37 C.F.R. § 303.6(h)(1).

/s/ David Mattern

Proof of Delivery

I hereby certify that on Monday, November 22, 2021, I provided a true and correct copy of the NOTICE OF SETTLEMENT OF THE PUBLIC BROADCASTING ENTITIES AND AMERICAN SOCIETY OF COMPOSERS, AUTHORS AND PUBLISHERS to the following:

Global Music Rights, LLC, represented by Scott A Zebrak, served via ESERVICE at scott@oandzlaw.com

The Harry Fox Agency LLC, represented by John C. Beiter, served via ESERVICE at john@beiterlaw.com

National Religious Broadcasters Noncommercial Music License Committee, represented by Karyn K Ablin, served via ESERVICE at ablin@fhhlaw.com

Church Music Publishers' Association, Inc., represented by Carroll C Rigler, served via ESERVICE at cheshirerigler@shrumhicks.com

Educational Media Foundation, represented by David Oxenford, served via ESERVICE at doxenford@wbklaw.com

SESAC Performing Rights, LLC, represented by John C. Beiter, served via ESERVICE at john@beiterlaw.com

Broadcast Music, Inc., represented by Jennifer T. Criss, served via ESERVICE at jennifer.criss@faegredrinker.com

Powell, David, represented by David Powell, served via ESERVICE at davidpowell008@yahoo.com

American Society of Composers, Authors and Publishers, represented by Sam Mosenkis, served via ESERVICE at smosenkis@ascap.com

Signed: /s/ David P Mattern