

UPWARD BOUND MUSIC COMPANY, INC.  
P. O. BOX 32632  
Palm Beach Gardens, Florida 33420-2632

November 14, 2022

**Proposed Rule (87 FR 66976)**

**Docket: 21-CRB-0001-PR (2023-2027) -Determination of Rates and Terms  
for Making and Distributing Phonorecords (Phonorecords IV)**

**eCRB**

The U.S. Copyright Royalty Judges  
Library of Congress  
P. O. Box 70977  
Washington, D. C. 20024-0977  
1-202-707-7658

Chief Copyright Royalty Judge The Honorable David P. Shaw  
Copyright Royalty Judge The Honorable David R. Strickler  
Copyright Royalty Judge The Honorable Steve Ruwe

There has not been any Mechanical License Royalty Rate increase in more than a dozen twelve (12) years, more than a decade ago, March 1, 2009. I believe one (1) is now due. Mechanical License Royalty Rates must be increased base on the Consumer Price Index every year thereafter. **No hand outs needed, a helping hand is welcome.** Independent Music Publishers (AIMP) is in need of a level playing field. **Adoption** of this **Proposal** is not a solution to our many issues but, it can result in a **starter**. This is **do-able**, it makes **cents** and will **produce USD**.

Upward Bound Music Company, Inc., object to any **(MOU)** the **Memorandum of Understanding settlement** between **NMPA** and the **Congolmerates Record Labels**. Independent Artists and Publishers did not have a seat at the table. **Respectfully**, please take this up on advisement.

Mechanical License Royalty Rates as Follows:

**PROPOSAL:**

<u>DATE</u>	<u>RATE</u>	<u>AUTHORITY</u>
January 1, 2023	.12 cents or 2.31 cents per minute of playing time or fraction thereof, whichever is greater	2023 Mechanical Rate Adjustment Proceeding
January 1, 2024	.14 cents or 2.69 cents per minute of playing time or fraction thereof, whichever is greater	2024 Mechanical Rate Adjustment Proceeding
January 1, 2025	.16 cents or 3.08 cents per minute of playing time or fraction thereof, whichever is greater	2025 Mechanical Rate Adjustment Proceeding
January 1, 2026	.18 cents or 3.46 cents per minute of playing time or fraction thereof, whichever is greater	2026 Mechanical Rate Adjustment Proceeding
January 1, 2027	.20 cents or 3.85 cents per minute of playing time or fraction thereof, whichever is greater	2027 Mechanical Rate Adjustment Proceeding

Cents per minute of playing time or fraction thereof, whichever is greater, need checking for calculation accuracy. Physical Phonorecords and Permanent downloads.

Ringtones 35 cents per ringtone

Limited downloads The formulas for determining rates may be found in 37 C.F.R. 385.10 through 385.17 Rates must be adjusted for an increase of 15% .

Interactive streaming                      The formulas for determining rates may be found in  
37 C.F.R. 385.10 through 385.17  
Rates must be adjusted for an increase of 15%.

**LATE FEE**

The Copyright Royalty Judges established that a licensee shall pay a late fee of 1.5 percent per month, or the highest lawful rate, whichever is lower. see 37 C.F.R. 384.4 Should remain as statutory law.

**AUTHORITY**

Mechanical and Digital Phonorecord Delivery Rate Determination Proceeding, see 74 FR 4510; 74 FR 4537; 74 FR 6832.

**GOVERNING REGULATIONS**

Part 385 - Rates and Terms for Use of Musical Works Under Compulsory License for Making and Distributing of Physical and Digital Phonorecords.

These proposed rates change should remain in effect for **perpetuity** or until the next rate adjustment.

Respectfully,  
Upward Bound Music Company, Inc./Publisher/BMI Affiliate  
Registered Copyright Owner/Musical Composition/Mechanical Rights

*Samuel Solomon, 3d*

Samuel Solomon  
Repertoire Administrator

SS:me

