Joint Petition to Commence Proceeding to Adjust Administrative Assessment by Adoption of a Voluntary Agreement

Pursuant to 17 U.S.C. § 115(d)(7)(D)(v) and 37 C.F.R. § 355.6(d), as well as 17 U.S.C. § 115(d)(7)(D)(iv)(I) and 37 C.F.R. § 355.2(b), the Mechanical Licensing Collective (“The MLC”) and the Digital Licensee Coordinator, Inc. (the “DLC”) (collectively, the “Participants”) hereby respectfully request that the Copyright Royalty Board (the “Board” or “Judges”) commence a proceeding to adjust the administrative assessment (“Administrative Assessment,” as defined in 17 USC § 115(e)(3)) by adoption of a voluntary agreement.

The Participants have reached a negotiated agreement to establish the amount and terms of the administrative assessment, and file this petition in service of having this negotiated agreement approved and adopted by the Judges.

The Copyright Act (the “Act”) provides that the Judges “shall approve and adopt a negotiated agreement to establish the amount and terms of the administrative assessment that has been agreed to by the mechanical licensing collective and the digital licensee coordinator, subject to the Judges’ discretion to reject any such agreement for good cause shown.” 17 U.S.C. §
115(d)(7)(D)(v). The Act and its implementing regulations further provide that The MLC or the DLC, *inter alia*, “may file a petition with the Copyright Royalty Judges to commence a proceeding to adjust the Administrative Assessment. Any petition for adjustment of the Administrative Assessment must be filed during the month of May and may not be filed earlier than 1 year following the most recent publication in the Federal Register of a determination of the Administrative Assessment by the Copyright Royalty Judges.” *See* 37 C.F.R. § 355.2(b); 17 U.S.C. § 115(d)(7)(D)(iv)(I).

The MLC is the entity designated by the Register of Copyrights to be the mechanical licensing collective, and the DLC is the entity designated by the Register of Copyrights to be the digital licensee coordinator. *See* 84 Fed. Reg. 32274 (July 8, 2019).


The petition is authorized under the statute and implementing regulations, and the Participants respectfully request that the petition be granted.
Dated: May 31, 2023

Respectfully submitted,

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Proof of Delivery

I hereby certify that on Wednesday, May 31, 2023, I provided a true and correct copy of the Joint Petition to Commence Proceeding to Adjust Administrative Assessment by Adoption of a Voluntary Agreement to the following:

Digital Licensee Coordinator, Inc., represented by Allison L. Stillman, served via E-Service at alli.stillman@lw.com

Signed: /s/ Benjamin K Semel