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In the Matters of	}	
	}	
1985 Cable Royalty	}	CRT Docket No. 87-2-85CD
Distribution Proceeding	}	
and	}	
1986 Cable Royalty	}	CRT Docket No. 88-2-86CD
Distribution Proceeding	}	

ORDER

The Licensing Division of the Copyright Office has informed the Tribunal that \$800,000 is available for distribution from late deposits in the 1986 Cable Royalty Fund, and \$105,000 is available for distribution from late deposits in the 1985 Cable Royalty Fund. These royalties are available for distribution December 21, 1989.

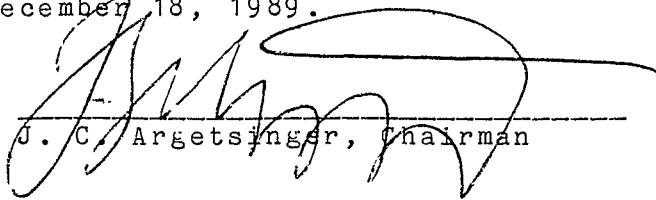
Despite requests, no study has been performed of these late-deposited royalties to ascertain their percentage breakdown among the three pots -basic, 3.75% and syndex.

In the past, the Licensing Division has determined that the overall breakdown of the 1985 fund is: basic - 59.531%, 3.75% - 20.395%, and syndex - 20.074%. No study has ever been performed of late deposited 1985 cable royalties.

Similarly, in the past, the Licensing Division has determined that the overall breakdown of the 1986 fund is: basic - 57.486%, 3.75% - 22.592%, syndex - 19.922%. However, concerning the 1986 fund, a study, agreed to by all parties, was performed by the Program Suppliers in May, 1989 of late payments of \$4,340,000 made to the 1986 cable fund which yielded the following percentages: basic - 51.1207%, 3.75% -29.8374%, and syndex - 19.0419%.

The Tribunal plans to make a distribution of the above described royalties on December 21, 1989; and plans to use the overall percentage breakdown of the 1985 fund to apply to the \$105,000 in late payments to the fund. Regarding the 1986 fund, the Tribunal plans to use the percentage breakdown resulting from the study performed by the Program Suppliers in May, 1989 to apply to the new late payments of \$800,000 on the ground that these percentages are more likely to be a better reflection of the proper breakdown than the overall fund percentages.

The Tribunal orders any comments concerning this planned distribution to be communicated by phone (653-5175) or FAX (653-5183) by 12 noon Monday, December 18, 1989.


J. C. Argetsinger, Chairman

Dated: December 14, 1989.