

JAMES CANNINGS/CAN CAN MUSIC
400 2nd AVENUE SUITE 22C
NEW YORK, N.Y. 10010
(212) 642-8260

May 26, 1993

Robert Garrett Esq.
Arnold & Porter
1200 N. Hampshire Ave. N.W.
Washington D.C. 20036

Dear Mr Garrett:

Pursuant to our telephone conversation, in which you requested that I write this letter, we discussed the 1991 satellite CRT distribution which was paid into the Major League Central Fund and later redistributed to various copyright claimants.

I have enclosed for your convenience a copy of my satellite claim filed with the CRT and which was acknowledged by Chairperson Ms Cindy Daub. As stated I am a copyright claimant in the music category who did not receive payment and who has to, at this time, charge-back those music claimants who received the said payment.

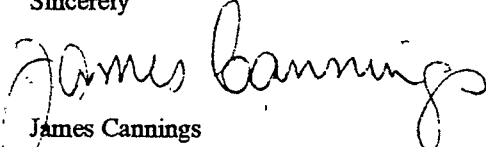
I am requesting verification from you in regards to the following:-

- a) Kindly state the date when you disbursed satellite royalties to the music claimants.
- b) Kindly verify that the said parties requested confidentiality in regard to their agreed upon division of said proceeds.
- c) Kindly furnish the names, addresses and telephone numbers of the music claimants who received said disbursements.

I would appreciate your expediting a response to this request.

Thanking you.

Sincerely


James Cannings
Copyright Owner/Claimant

JAMES CANNINGS AND CAN CAN MUSIC
400 2ND AVENUE SUITE 22C
NEW YORK, N.Y. 10010
212 642-2260

CERTIFIED - RRR

JULY 22, 1992

COPYRIGHT ROYALTY TRIBUNAL
1111 20TH STREET NW, SUITE 450
WASHINGTON D.C. 20036

RE: CLAIM TO SATELLITE CARRIER COMPULSORY ROYALTY
FEES FOR SECONDARY TRANSMISSIONS DURING PERIOD
JANUARY 1, 1991 THROUGH DECEMBER 31, 1991
(PURSUANT TO 37 CFR CHAPTER 111, SEC. 305.3A-D)

(1) CLAIMANT

JAMES CANNINGS AND CAN CAN MUSIC.

(2) ADDRESS OF CLAIMANT

400 2ND AVENUE
NEW YORK, N.Y. 10010

(3) NATURE OF COPYRIGHTED WORKS PROVIDING BASIS OF CLAIM

MUSIC, THE PUBLIC PERFORMING OF WHICH ARE
ADMINISTERED BY THE LICENSING DIVISION OF THE
COPYRIGHT OFFICE AS OF 1978 SUBJECT TO THE
COPYRIGHT ACT (TITLE 17 OF UNITED STATES CODE)

(4) ONE SECONDARY TRANSMISSION ESTABLISHING A BASIS FOR A
CLAIM

THE PERFORMANCE OF THE FOLLOWING MUSICAL
COMPOSITION AS FOLLOWS:

DATE: JUNE 26, 1991
PROGRAM: THE JOE FRANKLIN SHOW
SONG TITLE: "MISERY"
COMPOSER: JAMES CANNINGS
PUBLISHER: CAN CAN MUSIC
SATELLITE CARRIER: EASTERN MICROWAVE INC.
LOCATED IN SYRACUSE N.Y.
PROGRAM SOURCE: WOR-SECAUCUS, N.J.

JAMES CANNINGS/CAN CAN MUSIC
BY: *James Canning*

JAMES CANNINGS-COPYRIGHT CLAIMANT
& OWNER

DATED: NEW YORK, NEW YORK
JULY 22, 1992

CERTIFICATE

I, JAMES CANNINGS, COPYRIGHT CLAIMANT & OWNER, DO HEREBY
CERTIFY THAT ON 7/23/92 I CAUSED THE FOREGOING CLAIM TO BE
DEPOSITED WITH THE U.S. POSTAL SERVICE IN NEW YORK, N.Y.
WITH SUFFICIENT POSTAGE AS FIRST CLASS MAIL TO THE
COPYRIGHT ROYALTY TRIBUNAL, 1111 20TH STREET NW, SUITE
450, WASHINGTON D.C. 20036

James Canning
JAMES CANNINGS

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt Fee will provide you the signature of the person delivered to and the date of delivery.

I also wish to receive the following services (for an extra fee):

- Addressee's Address
- Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
 Ms Barbara Grey
 Copyright Royalty
 Tribunal Suite 918
 1825 Connecticut Ave
 WASH. D.C. 20009

4a. Article Number

4b. Service Type

Registered Insured

Certified COD

Express Mail Return Receipt for Merchandise

7. Date of Delivery

5. Signature (Addressee)
 [Signature]

6. Signature (Agent)
 [Signature]

8. Addressee's Address (Only if required and fee is paid)

DOMESTIC RETURN RECEIPT

2 845 455 202

Certified Mail Receipt
 No Insurance Coverage Provided
 Do not use for International Mail
 (See Reverse)

Sent to Ms Barbara Grey
Copyright Royalty Tribunal
Ave Suite 918
 P.O., State & ZIP Code WASH D.C. 20009

Street No. 1825
 Ave. Connecticut

Postage \$29

Certified Fee 100

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to Whom & Date Delivered

Return Receipt Showing Date, and Address to Whom

TOTAL Postage & Fees 129

Postman's Signature [Signature]

Postmark AUG 15 1992

RETURN RECEIPT REQUESTED

324 274 103

Certified Mail
 No Insurance Coverage Provided
 Do not use for International Mail
 (See Reverse)

Sent to Copyright Royalty Tribunal
1111 20th St.
 P.O., State and ZIP Code Washington D.C. 20036

Street and No. 1111 20th St.

Postage \$29

Certified Fee 100

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to Whom & Date Delivered

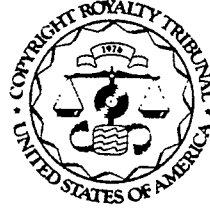
Return Receipt Showing Date, and Addressee's Address

TOTAL Postage & Fees 129

Postman's Signature [Signature]

Postmark AUG 15 1992

RETURN RECEIPT REQUESTED



1825 Connecticut Avenue, N.W.
Suite 918
Washington, DC 20009
(202) 606-4400
FAX (202) 606-4407

September 14, 1992

Mr. James Cannings
Can Can Music
400 Second Avenue
Suite 22C
New York, NY 10040

Dear Mr. Cannings:

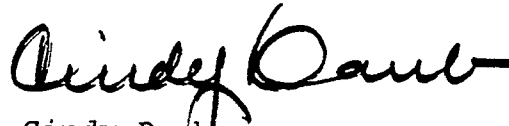
Your satellite claim to 1991 copyright royalties which must by law be filed with the Copyright Royalty Tribunal during the month of July was received by the Tribunal on August 15, 1992.

Our rules state that a timely claim is one that is either received by the Tribunal during the month of July, or mailed during the month of July and bears a July U.S. postmark. We are enclosing a copy of our regulations for your information.

We are aware that your first letter enclosing your claim was misaddressed and returned, however, since you enclosed the returned envelope which has a post office meter stamp dated during the month of July, we are accepting your claim.

Please note that the Tribunal's offices moved on January 22, 1990 which is ample time for claimants to update their records. Therefore in the future the Tribunal will not accept claims that were misaddressed and later filed after the deadline.

Sincerely,


Cindy Daub
Chairman

Enclosure



Ed

1825 Connecticut Avenue, N.W.
Suite 918
Washington, DC 20009
(202) 606-4400
FAX (202) 606-4407

Memorandum

TO: Commissioner Daub
FROM: Commissioner Argetsinger
DATE: September 4, 1992
RE: Pending matters

1. Attached is a notice to be published in the Federal Register ordering the partial distribution (90 percent) of the 1990 cable funds. The B.B.C. filed no reply comments on this issue. It should be sent to the Register today and copies mailed to the parties today. Barbara should today alert the Copyright Office that the distribution will be made on September 17th.

2. The dismissal of the B.B.C. claim. This is a separate issue. The determination of it could be put off until the final case is decided; it certainly doesn't need to be decided today or next week. I would suggest that it be handled sometime in the next month or six weeks.

3. Satellite controversy. We are due a response by September 15th as to the intent of the parties, whether they will settle or ask for a hearing. All indications from my conversations with them is that there will be a settlement.

4. PBS rate adjustment. We have extended until mid-October the filing of direct cases, at the request of the parties, so that they could achieve settlement. They have assured me that a settlement is most likely, but I suggest calling them after October 1st to keep their feet to the fire. I have also prepared an order similar to that issued in 1987 concerning the conduct of hearings (attached).

5. 1990 Cable. The parties have indicated that they are not ready to go with their cases (evidence problems), and will not be able to do so until next year. They had also indicated they wanted to wait to see if the new commissioners were appointed so perhaps they may want to try a quick case this year.

6. Late filings. I suggest that you accept those that were mailed to our old office address, in a timely fashion - i.e. July 31st postmark at the latest - but were returned and received here late.