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May 19, 1980

HAND DELIVEREDMary Lou Burg, Chairman
Copyright Royalty Tribunal
1111 - 20th Street, N.W.
Washington, D. C.

Dear Ms. Burg:

On Friday I filed with the Tribunal a Response of Public Broadcasting Service to Request for Production of Document, omitted from which was the last page thereof, consisting of page 89 of the transcript of the hearing session held May 5, 1980. With apologies for the inconvenience, I am enclosing 15 copies of said page 89 with the request that it be attached to the pleading that I filed on Friday.

I am also delivering a copy of said page together with this letter to Mr. Scheiner, whose hand-delivered service copy on Friday likewise was missing page 89 of the transcript.

We caught the error in time to include this page in the copies served on all other parties by mail.

Very truly yours,


Gene A. Bechtel

Enclosure
cc w/enc.: Arthur Scheiner, Esquire
Counsel for MPAA
(Hand Delivered)

1 A Well, based on this exhibit, 262 instances of distant
2 carriage of public stations.

3 Q And now --

4 A Form 3, only, we found 362 instances of carriage by
5 cable systems on a distant bases, of PTV signals.

6 Q And I believe that we had an average of something
7 like a hundred hours per station; is that correct?

8 A Right.

9 Q So if you multiplied those 362 instances times the
10 hundred hours, times 26 weeks, what is the aggregate number
11 of distant hours public television stations carried during the
12 first six months of the year by Form 3 systems?

13 A Well, again, according to the MPAA, that would come
14 to 941,200 hours.

15 Q And this bears some relationship at least, does it not,
16 to Mr. Wagner's 812,000 hours of distant carriage?

17 A It is somewhat more generous than Mr. Wagner's, but
18 yes, it does. It is close.

19 Q Mr. Rhodes, we have had some witnesses here who have
20 testified as to the relative value of their programming in
21 distant markets. By way of predicate for this question, as
22 I recall, the witnesses for the motion picture industry
23 testified that a television program in the distant carriage
24 cable market probably has about as much appeal and interest
25 to the viewers there as it does in the market where it was