

ORIGINAL

Before The
COPYRIGHT ROYALTY TRIBUNAL
Washington, D.C. 20036


In the Matter of)	
)	
Distribution of)	Docket No. 79-1
Cable Royalty Fees)	

REPLY TO MOTION OF MOTION PICTURE ASSOCIATION
OF AMERICA FOR PARTIAL DISTRIBUTION

National Public Radio (NPR) submits this Reply to the Motion Picture Association of America (MPAA) Motion for Partial Distribution in order to correct a misstatement in that Motion. The MPAA erroneously asserts, on page 5 of its Proposed Order, that NPR seeks only .25 percent of the 1978 Cable Royalty Fund in its appeal of the Tribunal's 1978 Determination now before the United States Court of Appeals for the District of Columbia Circuit. In fact, NPR has appealed the denial of its claim to 4 percent of the 1978 Cable Royalty Fund. See NPR Brief at pp. 13, 20, 26. NPR has also argued that the Tribunal's original allocation of .25 percent was supported by the record before the Tribunal and should not have been reversed by the Tribunal. Thus, NPR urged, at a minimum, that the Court to reinstate that award. See NPR Brief, pp. 26, 43. There can be no question, however, that NPR maintains its claim of entitlement to 4 percent

of the 1978 Fund. Thus, the Tribunal should not rely on the MPAA's assertion, at page 7 of its Proposed Order, that by reserving .25 percent of the Fund, the Tribunal would "recognize NPR's claim."

Respectfully submitted,


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CERTIFICATE OF SERVICE

I, Jamie S. Gorelick, certify that I have this 27th day of March, 1981, caused copies of the attached Reply to Motion of Motion Picture Association of America For Partial Distribution to be served by mail, first class, postage prepaid, on the following:

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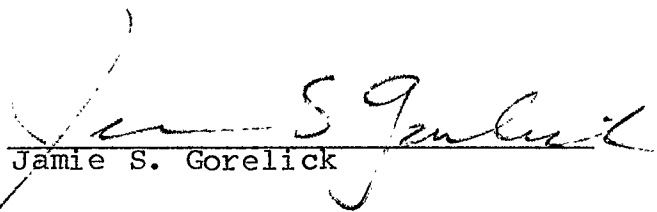
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