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UNITED STATES OF AMERICA

1111 20th Street, N.W.  
Washington, D.C. 20036  
(202) 653-5175

**COMMISSIONERS:**  
Thomas C. Brennan  
Douglas E. Coulter  
Mary Lou Burg  
Clarence L. James, Jr.  
Frances Garcia

January 23, 1980

Mr. Craig Parks, Legal Advisor  
Performing Rights Organization  
of Canada, Limited  
41 Valleybrook Drive  
Don Mills, Ontario M3B 2S6

Dear Mr. Parks:

This is in response to your letter of January 4, 1980 in which you request that the Tribunal waive its rules with respect to the filing deadlines (37 CFR, Chapter III, Part 302, § 302.2 and 302.6) and accept your claim for a portion of the cable royalties.

We recognize that 1978 was unique because it represented the first year compulsory licensing of cable television took effect. Nevertheless, we cannot entertain cable royalty claims for 1978 that were not received prior to July 31, 1979.

We attempted to be as flexible as possible towards cable royalty claimants for the first year, but we are controlled by the statute, a copy of which I am enclosing, with the appropriate section underlined.

The following are the dates and pages of the relevant Tribunal notices concerning filing of cable royalty claims that were published in the Federal Register:

May 5, 1978	-	43 FR 19423-25
May 22, 1978	-	43 FR 21976
June 6, 1978	-	43 FR 24528-9
April 4, 1979	-	44 FR 20220-21
May 11, 1979	-	44 FR 27807
May 23, 1979	-	44 FR 29892-94
Aug. 13, 1979	-	44 FR 47439

As you can see there was substantial notification. I regret that your organization, and others, for various reasons did not file.

2--Mr. Craig Parks

And I realize that this response will not be satisfactory, but I remind you that you do have the opportunity to submit your claim for calendar year 1979 in July of this year.

Sincerely,

A handwritten signature in black ink that reads "Mary Lou Burg". The signature is written in a cursive style with a large, looping "B" at the end.

Mary Lou Burg  
Chairman

Enclosures -- 1. Public Law 94-553  
2. Federal Register notices