

BEFORE THE
COPYRIGHT ROYALTY JUDGES
WASHINGTON, D.C.

**MR. POWELL REBUT CONTEMPORANEOUS OBJECTION OPPOSITION TO NOT
ACCEPT LATE FILING BY NPR 3/27/26 AS SHAM EXCEPTION & LEGAL PREJUDICE**

Cable aggrieved claimants David Powell Individual and objection to NPR Petition to Participate late Allocation & Distribution Royalty Funds 23-CRB-0008-CD; Allocation & Distribution Phase 1 & 2 Category's demonstrated a required "significant interest" in Royalty's Funds. At issue a facially valid Pro Se Prima Facie Case w/ Prima Facie evidence sufficient to establish a fact or sustain judgment PTP; unless physical- fact rule contradictory PTP evidence is produce by opposing group claimant(s) or Judges not a scintilla of physical evidence ever produced. Pro Se confirm statutory requirements are met a discernible assertion of facts proved up w/ specificity specific adverse actions engaged or engaging in by NPR 3/27/26 a legal wrong proved up.

Notice of Issues agency action refusal willful blindness forbearance Administrative Discovery Pro Se claimant a protected class & activity breach of statutory duty class-based animus Title VI specifically 601 immediate breach failure to act cover up.

***Administrative Procedure Act 5 USCA § 500 ET SEQ. & § 551 see Lujan v. Nat'l Wildlife Found., 497 U.S. 871, 890, 110 S. Ct. 3177, 3189 (1990)**

Averment of Due notice respectfully requesting Judges sua sponte order to compel the Licensing Section of the Copyright Office to send repayment agreement w/ my name added to repayment list PTP as recipient of Royalty payments enclosed as other similar claimants. So I can sign and timely return to the Copyright Royalty Board and Licensing Section per Order 2-CD; & Order 3-SD 2022 by 9/11/25. Thank you for your attention to this matter. Forbearance deception 5 USC § 702 explicit.

<u>Claimant</u>	<u>Claim#</u>	<u>Year</u>	<u>Claim Type</u>	<u>Claim Category</u>	<u>Allocation Phase Category</u>
David Powell	279	2022	J	1-9	Phase 1 and 2 Cable TV
David Powell	305	2022	I	1-9	Phase 1 and 2 Cable TV
David Powell	196	2022	I	1-9	Phase 1 & 2 Satellite TV
David Powell	199	2022	J	1-9	Phase 1 & 2 Satellite TV

- Brief description of new proposed category 9, Claimant category definition, as an only individual Pro Se settling claimant David Powell PTP only Group, representative by Pro Se claimant David Powell, that asserts multiple claims category in a given claim year for Cable & Satellite Allocation & Distributions Royalty Funds. Interactive Digital Communication oral, wire, electronic, & AI Communications (NIL) content.
- Pro Se claimant David Powell only, identified as arranged into all nine programs categories, e.g. consolidated infusion in all 9 groups program category's as the 6th PTP settling claimant individual similar to the other five joint claimant(s) SD groups.
- Satellite and Cable TV retransmission Multimedia/Publishing Kit Digital live or simulcast Streaming, Music, Radio, Sports, Internet TV, AI, Rate and Terms, publishing, produce programing w/ voice activated content. As the 9th PTP settling claimant individual as the other 8th joint claimant(s) CD groups. **42 USC § 1985(1-3) Pro Se individual claimant Adversely negatively affected discriminatory design purpose harm deliberately repeated.**
- Exclusive rights as Copyright owner to my Brand Named Companies identified as the 6th Pro Se settling claimant individual group program category w/ 5% agreement. The permission to use my services or any other subscription or non-subscription provider as the 6th, & 9th Allocation & distribution claimant as others PTP et al, Sound Exchange Inc., & Canadian Claimants do. David Powell TV Network retransmission of cable, satellite, & radio broadcast content technology such as Artificial intelligence content. Legal prejudice shown a Facially sufficient valid vested rights PTP as others similar PTP preferential treatment given. Pro Se treated differently than other PTP.
- Artificial Intelligence Digital Interactive w/ previous 1-8 and now 9th proposed category as Pro Se individual claimant as the 6th & 9th settling claimant party consolidated infusion w/ the previous 1-8 category's. Exclusive as the Pro Se claimant royalty allocation & distributions Phase 1 & 2 Cable and Satellite. Pro Se claimant produced content-based **Artificial Intelligence** voice activated self-author generated work programing content to include musical works performed during programs that are separately represented as parts of the 9 categories defined above.

THE PENNSYLVANIA, 86 U.S. (19 WALL.) 125, 136 (1874)

If it pleases the Interim Chief Copyright Royalty Judge:

Mr. Powell would like to re clarify his position on comments & objection. Clear & concise I never objected to any partial distribution. But deliberately bad motives retaliation historical exclusion to segregate, segregation, & w/ segregationist policy. To discriminatory design purpose to restrict David Powell entitled vested rights blacklist from PTP by settling parties & previous Judges unreasonable decision w/o physical proof. Sham exception insufficient evidence failure of record proof inability to produce on record an absence of proof to support any or (both) party's faint pleadings a disparate impact. Thus, immediate breach Mr. Powell is entitled to summary judgment exigent in this and all other prior pleadings retroactive a counter affidavit asserted PTP w/ 5% in 2022 & in each prior year arrears Royalty payment. **17 USC § 803(b)(6)(C)(iv). If late NPR PTP 3/27/26 is not order denied it gives due process appearance of bias, & treating others similar situated differently legal overt prejudice when Mr. Powell was denied a late filing PTP prior to this 3/27/26. False statements NPR no extra ordinary circumstances or substantial good cause shown a ruse exist. Legal prejudice shown sham exception repeated double standards by NPR order being granted.**

EXECUTED DATED: April 1, 2026

Under penalties of perjury, I declare that I have read the foregoing and the facts are true to the best of my knowledge and belief. Declaration in Chief 28 USCA § 1746.

RESPECTFULLY SUBMITTED,

/S/ DAVID POWELL, PRO SE

DAVID POWELL, PRO SE

POB 238

MINGO JUNCTION, OHIO 43938

(305) 967-2021-PHONE

DAVIDPOWELL008@YAHOO.COM

COUNSEL OF RECORD

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on April 1, 2026 a true and correct copy of the foregoing was sent via e-crb to all parties & Judges by electronic transmission:

/S/ David Powell, Pro Se as 6th & 9th individual claimant settling party appurtenance

**BEFORE THE
COPYRIGHT ROYALTY JUDGES
WASHINGTON, D.C.**

IN RE

CONSOLIDATED DOCKET NO'S

DISTRIBUTION OF CABLE ROYALTY FUNDS 19-CRB-0008-CD (2022)
DISTRIBUTION OF SATELLITE ROYALTY FUNDS 19-CRB-0009-SD (2022)

**[PROPOSED] ORDER GRANTING DAVID POWELL REPLY MOTION FOR SUMMARY
JUDGMENT ALLOCATION & DISTRIBUTION PHASE 1 AND 2 (2022) CABLE &
SATELLITE ROYALTY FUNDS & GRANTING PTP**

Claimant David Powell PTP hereby motion the Copyright Royalty Judges to enter SUMMARY JUDGMENT ORDER in favor of prevailing movant David Powell against all joint non-movants et al in the amount 5% royalty recipient payment in Allocation & Distribution Phase I and II Cable & satellite Royalty funds for (2022) w/ interest special damages. Along w/ Judges order to compel the licensing Section of the Copyright Office to send ETF repayment agreement w/ my name added to repayment list PTP as recipient common agent of Royalty payments enclosed as similar claimants. So I can sign and timely return to Copyright royalty Board and Licensing Section per order 2-CD, & order 3-SD by 9/11/25.

The court after reviewing the motion & relevant laws find the motion for Summary Judgment and Special Damages is well taken.

SO ORDERED

ENTERED: _____

Copyright Royalty Interim Judge

reflect that Public Television Claimants does not participate in the 3.75 Fee Royalties. (See *Distribution of 2014 to 2017 Cable Royalty Funds*, 89 FR 54166 (June 28, 2024) at 54258.) The CCG makes no claim to the Syndex Fund.

The CCG's requested awards exclude any awards for these years to the Music Claimants, which are subject to a pending settlement and will be taken "off the top" before shares are awarded to all other claimant groups. The CCG's requested awards also are premised on the Judges making no award to National Public Radio which failed to file a Notice of Intent to Participate in this proceeding and is not entitled to any award.

Respectfully Submitted,

Dated: September 12, 2025

L. Kendall Satterfield
DC Bar No. 393953
Satterfield PLLC
1629 K Street NW, Suite 300
Washington, DC 20006
Tel: 202-355-6432
lksatterfield@satterfield-pllc.com

/s/ Victor J. Cosentino
Victor J. Cosentino
CA Bar No. 163672
Michelle Moy
CA Bar No. 288337
Larson & Gaston, LLP
200 S. Los Robles Ave, Suite 530
Pasadena, CA 91101
Telephone: 626-795-6001
Fax: 626-795-0016
victor.cosentino@larsongaston.com
michelle.moy@larsongaston.com

Counsel for Canadian Claimants Group

**Before the
COPYRIGHT ROYALTY BOARD
LIBRARY OF CONGRESS
WASHINGTON, D.C.**

Adjustment of Cable Statutory License
Royalty Rates

Docket No. 24-CRB-0005-CRA
(2025-2029)

**REPLY REBUT MOTION TO JOINT OPPOSITION PETITION TO PARTICIPATE AND
“SUPPLEMENTAL MOTION OF DAVID POWELL PETITION TO PARTICIPATE A
CONTEMPORANEOUS OBJECTION REVERSIBLE & STRUCTURAL ERROR**

David Powell the individual owner reply rebut contemporaneous objection motion to Petition to Participate & supplemental motion Petition to Participate. Denied any and all joint opposition as frivolous sham pleading simulated facts w/o merit, baseless, and moot. It appears as an attempted discernable bias boycott legal prejudice to monopolize w/ other joint corporations opposition segregation & apartheid policy of a protect class. Giving the impression of engaged or engaging in unlawful discriminatory design purpose in concerted action w/ others similar situated corporation(s) inter alios et al legal prejudice shown.

David Powell Pro Se objection motion to disregard all joint opposition entire pleading as a scandalous matter sham pleading. Based on grounds scandalous matter assertion or allegation that is improper in sham pleading is disgraceful or defamatory and irrelevant to an action or defenses reckless disregard for direct, indirect, economic discrimination.

Thru equitable estoppel false language and conduct statements deception malicious accusation malicious acts of lawyers representing their PTP corporation(s) a **Crime Fraud Exception**. Complicity exclusion to blacklist David Powell PTP from this, future or any other fraud previous proceeding(s). Corp.'s et al rely on Civil-Right Interference Judges willful blindness Class-Based animus an essential element of a Civil Rights Conspiracy. Faux official misconduct exclusion Mr. Powell to execution of process collusion fautor partisan facilitation. If all PTP CORP'S et al attempted faint pleadings don't succeed to dismiss exclusion from this & from every proceedings David Powell.

Thus legal prejudice has been shown by David Powell the individual owner matter of the record. False statement by joint opposition saying Pro Se is representing PTP Circle God Network Inc. veracity impugn is now challenged and denied again assertion. In a attempt to dismissed David Powell PTP from current proceedings called into question is not representing or filing on behalf of a corporate entities probable cause material fact of 37 CFR § 303.2 is now moot.

The joint opposition has no offer proof to the contrary physical proof just another orchestrated scheme to discredit slander & defamation per se blackballed David Powell the individual. In this, previous, & future proceedings was not filed on behalf of Circle God Network as stated by joint opposition corporation(s) et al. Intrinsic Fraud fabricated evidence to use constructive force against individual owner Mr. Powell to accept royalties in a paper proceeding under \$10,000.00 or less dollars or \$1000.00 or less dollars of a waived filing fee by corporations et al joint opposition in cable, satellite, or dart royalties.

The joint opposition et al failure of proof defense has insufficient evidence to prove or support an establish finding. To include a failure of proof to produce evidence to a claim in this proceeding. A failure of record by joint opposition absence of proof to support their pleading. Entitled David Powell individual based on race & retaliation conduct to a Summary Judgment.

Judges willful blindness erroneously court order discontinuance previously & now anticipated in this Copyright proceedings to show cause by David Powell is baseless, w/o merit, & now moot. To dismiss David Powell in this, future, or other past proceedings, motion or sua sponte order to be countermand & be reinstated. Based on state action intrusion on a person esp. civil-rights by a government entity. To include nexus test by all joint opposition et al acts is now consider state action giving rise to liability for violating Mr. David Powell constitutional rights in this, future, and past proceeding(s) closely related to the Judges misuser complicity state action conduct inter alia pointed out in joint opposition pleading 2/7/25.

Affiant declarant David Powell, individual counter affidavit clearly clarify articulate any statement of significant interest and assertion of facts necessary to support a finding by the judges I have a significant interest in the royalty rates proceeding. The copyright judges can grant a request they now can understand & in previous proceedings reiterated. Petitioner individual joining in this PTP & Supplemental PTP by David Powell, the individual.

STATEMENT OF SIGNIFICANT INTEREST:

David Powell, the individual has a “significant interest” in the cable compulsory license royalty rates within the meaning accordance of 17 U.S.C. §§ 803 (b)(1)(B), 803 (b)(2)(C) & 37 C.F.R. § 351.1 (b)(1)(i)(B) David Powell the individual copyright owner of programing and other works included in broadcast that are will be secondarily transmitted by cable systems to Section 111 compulsory license. Produces & distributor as my own program supplier of syndicated series, movies, specials, live simulcast team sports broadcast, & as my own music Display & Publication Rights NIL copyright owner of works contained in programming as songwriters, composer,

and music publisher. David Powell, the individual is copyright owner of his own station-produce Reality TV programming included in broadcast Digital Interactive Communication & statutory cable retransmission license. David Powell, individual has significant interest in the rate adjustment proceeding designated as Docket No. 24-CRB-0005-CRA (2025-2029) and expects to continue to receiving a significant share now & the future of Section 111 Cable Royalties.

David Powell, the individual owner has been unlawful discriminated against by all Joint Opposition & corporation(s) et al piercing the corporate veil bad motives badge of fraud engaged or engaging in overt unlawful discriminatory designs purpose. Pursuant to Title VI specifically 601 government entities and corporation receiving Federal financial assistance is an essential element of a class-based animus civil-rights conspiracy prima facie case. Mr. Powell has been Boycotted, Blackballed, & Blacklisted as a minority person obstruction of justice exclusion PTP in this, future, or previous proceedings. **THE PENNSYLVANIA RULE THE PENNSYLVANIA, 86 U.S. (19 WALL) 125, 136 (1874)**

Criminal coercion necessary implication appearance of Official misconduct by Royalty Judges repeatedly to Aid and Abet accomplice liability Corp.'s et al & joint opposition overt fraudulent misrepresentation Joint Trespass. Immediate breach nexus test and state action of vested rights for deceit and deception w/ nondisclosure business record exception and malice exception. To include Mail and Wire Fraud by Corporations et al & all their Crime Fraud Exception attorney(s). To gain an economical advantage over David Powell a protect class person w/ specific actual injury standing in the Zone of Interest Proved Up.

An Active and fraudulent connive concealment of segregation & apartheid policy illegal in and of itself illegality exploitation, abuse of power, inescapable peril, & feigned action unreasonable decision by copyright judges undue influence stop PTP or maintain relevant in proceedings. David Powell has been mistreated very differently than others by corporation's et al & as a protected class person individual similar situated in this or any proceedings. To include bad faith negotiation in the VNP causation exist to now & previously deny David Powell his recipient entitled Royalties since 1999 now in arrears & current proceedings. **CLARK V. U.S., 289 U.S.1, 53 S.CT. 465 (1933)**

It appears Joint Opposition Corp's and counsel Seth A. Davidson has likely committed Subornation of Perjury in this pleading. There is no declaration attested belief at the end. **THUS GRAFT CORRUPTION, CONSPIRACY TO INJURE, CONSPIRACY TO MONOPOLIZE, & DEFRAUD CHAIN CONSPIRACY** submission to a special find of facts. David Powell asserting motion for estop estoppage, estoppel, equitable, & judicial estoppel against all joint opposition corporations et al & Officers of the court to dismiss & maintain PTP. This will result in substantial prejudice unless the claim of estoppel succeeds reinstate.

Under penalties of perjury, I declare that I have read the forgoing and the facts are true to the best of my knowledge and belief. Declaration in Chief 28 USCA § 1746

EXECUTED ON DATEED: FEBRUARY 21, 2025

RESPECTFULLY SUBMITTED,

/S/ DAVID POWELL, PRO SE
DAVID POWELL, PRO SE
POB 238
MINGO JCT., OHIO 43938
(305) 967-2021-PHONE
DAVIDPOWELL008@YAHOO.COM
COUNSEL OF RECORD

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on February 21, 2025, a true and correct copy of the foregoing was sent by eCRB electronic transmission PTP and to the following:

PAM BONDI, U.S. ATTORNEY GENERAL
KASH PATEL, FBI DIRECTOR
SHIRA PEARLMUTTER, DIRECTOR LIBRARY OF CONGRESS COPYRIGHT AND
LICENSING DIVISION

/S/ DAVID POWELL, PRO SE
DAVID POWELL, PRO SE

Proof of Delivery

I hereby certify that on Thursday, April 02, 2026, I provided a true and correct copy of the MR. POWELL REBUT CONTEMPORANEOUS OBJECTION OPPOSITION TO NOT ACCEPT LATE FILING BY NPR 3/27/26 AS A SHAM EXCEPTION & LEGAL PREJUDICE to the following:

ASCAP, represented by Sam Mosenkis, served via E-Service at smosenkis@ascap.com

BMI, represented by Brian A Coleman, served via E-Service at Brian.Coleman@faegredrinker.com

Canadian Claimants Group, represented by Lawrence K Satterfield, served via E-Service at lksatterfield@satterfield-pllc.com

Commercial Television Claimants, represented by David J Ervin, served via E-Service at dervin@crowell.com

Eugene Curry, represented by Eugene Curry, Mr., served via E-Service at lambchopsmusic@voicenet.com

Global Music Rights, LLC, represented by Scott A Zebrak, served via E-Service at carly@oandzlaw.com

Joint Sports Claimants, represented by Daniel A Cantor, served via E-Service at daniel.cantor@apks.com

Major League Soccer, L.L.C., represented by Edward S. Hammerman, served via E-Service at ted@copyrightroyalties.com

Multigroup Claimants, represented by Brian D Boydston, served via E-Service at brianb@ix.netcom.com

National Public Radio, represented by Keonna Carter, served via E-Service at kaustin@npr.org

Program Suppliers, represented by Lucy H Plovnick, served via E-Service at lhp@msk.com

Public Television Claimants, represented by Ronald G. Dove, Jr., served via E-Service at rdove@cov.com

SESAC Performing Rights LLC, represented by Timothy L Warnock, served via E-Service at twarnock@loeb.com

Settling Devotional Claimants, represented by Arnold P Lutzker, served via E-Service at arnie@lutzker.com

Signed: /s/ David Powell