

Before the
UNITED STATES COPYRIGHT ROYALTY JUDGES
The Library of Congress

In re
Rulemaking regarding Notice and
(RM)
Recordkeeping for Use of
Sound Recording Under Statutory
License

Docket No. 14-CRB-0005

**COMMENTS OF
INTERCOLLEGIATE BROADCASTING SYSTEM, INC.**

The Intercollegiate Broadcasting System, Inc. (“IBS”) is the nation’s first and largest association of academically affiliated broadcasters and webcasters. IBS represents the interests of hundreds of colleges and high schools that offer non-commercial webcasting opportunities for their students. Their operations bear little resemblance to those of larger webcasters. Indeed, these stations typically provide service for only a few hours a week and, except for varsity sports programming, many average only about five simultaneous listeners. They are typically staffed by volunteers and have miniscule budgets.

IBS appreciates that the Copyright Royalty Judges have asked for comment on the Joint Petition IBS filed in 2009 along with College Broadcasters, Inc. and the American Council on Education. There is little for IBS to say in its support at this time beyond the explanation in the Joint Petition itself. But it bears repeating that the fundamental principle that similarly situated parties be treated the same supports the request in the Joint Petition.

In this case, that means treating noncommercial educational webcasters at least as favorably as minimum fee broadcasters. While moving most webcasters to full census total performances reporting, the Judges wisely recognized that full census reporting is too burdensome for minimum fee broadcasters and not worth the burden in terms of its

limited benefits and the transaction costs imposed on other parties. Noncommercial educational webcasters are no different than minimum fee broadcasters in regard to these concerns. Therefore, noncommercial educational webcasters should also be exempted from full census reporting.

Respectfully submitted,

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Declaration of Service

I, John R. Grimm, hereby declare:

I am over eighteen years of age and not a party to the within cause. My business address is 1200 18th St, Suite 1200, Washington, DC 20036. On June 30, 2014, I served a copy of the **Comments** on each of the following, by email:

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