

**Before the  
COPYRIGHT ROYALTY JUDGES  
Washington, D.C.**

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<b>In the Matter of</b>	)	
	)	
<b>Distribution of the 2012 Cable Royalty Funds</b>	)	<b>Docket No. 14-CRB-0007-CD (2010-2012)</b>
	)	
	)	

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**COMMENTS OF THE  
COMMERCIAL TELEVISION CLAIMANTS  
REGARDING MOTION FOR PARTIAL DISTRIBUTION OF 2012 CABLE FUNDS**

The Commercial Television Claimants (“CTV”), represented by the National Association of Broadcasters (“NAB”), file these comments in the above-referenced proceeding in response to the Notice issued by the Copyright Royalty Judges on October 1, 2014. The Notice requests comment on the proposed partial distribution of 2012 cable funds, as well as on the existence of Phase I and Phase II controversies with respect to the distribution of 2012 cable funds.

CTV has joined the other Phase I Parties in Comments being filed concurrently herewith that address the statutory basis and predicate upon which the parties’ Motion was filed and should be granted. CTV responds below to the further questions posed by the Notice.

**A. Existence of Phase I Controversies**

With respect to the 2012 cable funds, CTV believes that a Phase I controversy exists at the present time among the Phase I Parties (CTV, Program Suppliers, Joint Sports Claimants, Public Television Claimants, Music Claimants, Canadian Claimants, Devotional Claimants, and National Public Radio).<sup>1</sup>

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<sup>1</sup> Each Phase I Party will represent the claimants of the programs defined as being within its respective category, which definitions are not fully captured in the shorthand references to program categories referred to in Footnote 1 of the Judges’ Notice. *See* 79 Fed. Reg. 59306 n.1 (October 1, 2014).

## **B. Existence of Phase II Controversies**

With respect to the Phase II distribution of 2012 cable royalties within the Commercial Television category, CTV is unaware of any controversy at this time. A Phase II controversy exists with respect to the distribution of 2012 Program Suppliers royalties between claimants represented by NAB and those represented by MPAA. A Phase II controversy exists with respect to the distribution of 2012 PTV royalties between claimants represented by NAB and those represented by PBS. CTV is aware of the existence of Phase II controversies between commercial television station claimants represented by NAB and other claimants as to the distribution of the 2012 Devotional royalties and the 2012 Music royalties. CTV reserves its right to make or withdraw Phase II claims in response to the rulings of the Copyright Royalty Judges, the outcome of the 2012 cable distribution proceedings, the acquisition of additional evidence, or the filings of additional claimant parties.

## **C. Conclusion**

As a signatory of the Joint Motion for Partial Distribution filed on July 25, 2014, seeking distribution of sixty percent of the 2012 cable funds, CTV strongly supports distributing those funds, as described in the Motion and its attachments. CTV believes there can be no reasonable justification for objecting to the distribution of all such amounts.

CTV respectfully urges the Copyright Royalty Judges to make the partial distribution as requested.

Respectfully submitted,

**COMMERCIAL TELEVISION CLAIMANTS**

**NATIONAL ASSOCIATION OF  
BROADCASTERS**



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October 31, 2014

## CERTIFICATE OF SERVICE

I hereby certify that on this 31st day of October, 2011, a copy of the foregoing Comments of the Commercial Television Claimants Regarding Motion for Partial Distribution of 2012 Cable Funds was sent by e-mail and first class mail to the following:

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