

**Before the
COPYRIGHT ROYALTY BOARD
LIBRARY OF CONGRESS
UNITED STATES COPYRIGHT OFFICE
Washington, DC**

_____)	
In the Matter of)	
)	Docket No. 16-CRB-0003-PR
Determination of Rates and Terms for)	(2018-2022)
Making and Distributing Phonorecords)	
(Phonorecords III))	
_____)	

PETITION TO PARTICIPATE

Name: **Music Reports, Inc.**

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Contact: William B. Colitre, Esq.

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Pursuant to the Notice announcing commencement of proceeding published by the Copyright Royalty Judges at 81 Fed. Reg. 255 (January 5, 2016), Music Reports, Inc. ("Music Reports") hereby submits this Petition to Participate in the above-captioned proceeding.

Music Reports has a significant interest in the subject matter of the proceeding. Music Reports operates as an agent on behalf of licensees making use of the statutory mechanical license pursuant to 17 U.S.C. Section 115 (the "Statutory License"). Since 2001, Music Reports

has invested heavily to create the leading platform for the invocation and administration of the Statutory License, which platform is relied upon by many of the largest digital music services in the United States, including Apple, Amazon, Deezer, Guvera, Microsoft, Midwest Tapes, Omnifone, Slacker, and SoundCloud, among others. Music Reports' platform has made it possible for such clients to invoke the Statutory License tens of millions of times, and has accounted to publishers pursuant to 37 C.F.R. Part 385 in respect of such licenses since the conclusion of the first phonorecords proceeding, 2006-3 CRB DPRA. As one of the Joint Commenters in the Copyright Office's rulemaking proceeding 2012-7, Music Reports proved a valuable source of direct knowledge and experience to the parties as they cooperated to assist the Copyright Office in revising and redesignating the rules regarding the administration of the Statutory License. Following that rulemaking, Music Reports developed its platform further to enable statutory licensees to comply with new Monthly and Annual Statement of Account requirements including, without limitation, by expanding its own SSAE-16 audit compliance regime. At this point, even slight changes to the administration of the Statutory License (including potential changes in the royalty rate structures) may cause significant unintended consequences as they ripple through the complex of systems, controls, and audit requirements managed by Music Reports, with significant potential attendant costs both for Music Reports and for statutory licensees. For these reasons among others, Music Reports has a significant interest in the subject matter of this proceeding.

Music Reports intends to fully participate in the proceeding to ensure the transparent and efficient functioning of the license administration and royalty payment processes under the Statutory License, the terms and conditions of the Statutory License, any notice and recordkeeping requirements pertaining thereto, and any terms relating to the transparency and

good governance of agents of copyright owners and of statutory licensees for the period covered by the proceeding.

Respectfully Submitted,

Music Reports, Inc.

Date: February 4, 2016

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*William B. Colitre, Esq. is a member of the State Bar of California in good standing.

CERTIFICATE OF SERVICE

I hereby certify that a copy of Music Reports, Inc.'s Petition to Participate in Docket No. 16-CRB-0003-PR was served February 4, 2016 via first hand delivery on the following:

Copyright Royalty Board
Library of Congress
James Madison Memorial Building
LM-401
101 Independence Ave., SE.,
Washington, DC 20559-6000

Dated: February 4, 2016

William B. Colitre, Esq.