

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

<b>In the Matter of</b>	)	
	)	
	)	
<b>Distribution of the 2003</b>	)	<b>Docket No. 2005-4 CRB CD 2003</b>
<b>Cable Royalty Funds</b>	)	
	)	

**COMMENTS OF THE PUBLIC TELEVISION CLAIMANTS**

The Public Broadcasting Service (“PBS”), on behalf of public television stations and the copyright owners of programs broadcast by public television stations that are retransmitted by cable operators (the “Public Television Claimants”), hereby submits the following comments in response to the request for comments published by the Copyright Royalty Judges (“CRJs”) on August 20, 2007. *See Distribution of the 2003 Cable Royalty Funds*, 72 Fed. Reg. 46516 (August 20, 2007).

**1. Phase I Claimants’ Motion for Further Partial Distribution Should Be Granted.**

The Public Television Claimants support and join in the comments of Program Suppliers on this issue.

**2. The CRJs Should Impose No Conditions On The Partial Distribution That Are Not Provided In the Statute.**

The Public Television Claimants support and join in the comments of Program Suppliers on this issue.

**3. Outstanding Phase I and Phase II Controversies as to the 2003 Cable Royalty Fund**

**A. Phase I Controversies**

The Public Television Claimants support and join in the comments of Program Suppliers on this issue.

**B. Phase II Controversies**

PBS is not aware of any unresolved Phase II controversies that the Public Television Claimants have with any potential claimants with regard to the 2003 cable royalty funds, but PBS reserves the right to identify Phase II controversies in response to the outcome of the 2003 Phase I proceedings, in response to any filings of other claimant parties, or as the result of further investigation.

**4. Commencement of Distribution Proceedings**

For the reasons stated in the comments filed by the National Association of Broadcasters, the Public Television Claimants would support the commencement of a consolidated 2000-2003 cable Phase I proceeding, after a reasonable period to permit further attempts at settlement.

The Public Television Claimants reserve the right to comment, as appropriate, on the order, scope, and scheduling of any CRB royalty proceedings in which it would be involved, in response to whatever further comments, motions or notices might be filed in such regard.

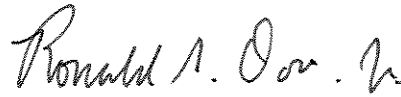
**5. No Additional Phase I Programming Categories Should Be Created.**

The Public Television Claimants support and join in the comments of Program Suppliers on this issue. No separate category for Spanish-language programming is desirable or required; PBS already represents and for many years has paid cable retransmission royalties to owners of Spanish-language programming, such as the Mexican version of Sesame Street, "Plaza Sesamo", owned in the U.S. by Sesame Workshop and co-produced by Televisa.

**6. Service of Pleadings Filed Prior to the Commencement of a Proceeding**

The Public Television Claimants support and join in the comments of Program Suppliers on this issue.

Respectfully submitted,



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September 19, 2007

**CERTIFICATE OF SERVICE**

I, Ronald G. Dove, Jr., hereby certify that I directed that a copy of the foregoing “Comments of the Public Television Claimants” be served via Federal Express, overnight delivery, this 19<sup>th</sup> day of September, 2007, upon the following:

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Dated: September 19, 2007