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

In The Matter Of:  

Digital Performance Right  
In Sound Recordings and  
Ephemeral Recordings for a  
New Subscription Service  

Docket No. 2009-2  
CRB New Subscription II

SIRIUS XM RADIO INC.'S PETITION TO PARTICIPATE


Sirius XM’s contact information, as required by 37 C.F.R. § 351.1(b)(1)(i)(A), is as follows:

Sirius XM Radio Inc.
1221 Avenue of the Americas
New York City, NY 10020
Phone (888) 539-7474
Fax (212) 584-5200
pdonnelly@siriusradio.com

Sirius XM has a direct and significant interest in this proceeding because it makes public performances of sound recordings by means of digital transmission and ephemeral recordings in furtherance thereof that will be subject to the rates and terms established in this proceeding.
The requisite $150 filing fee is enclosed herewith.

Respectfully submitted,

[Signature]

Bruce G. Joseph (D.C. Bar No. 338236)
Karyn K. Ablin (D.C. Bar No. 454473)
Matthew J. Astle (D.C. Bar No. 488084)
WILEY REIN LLP
1776 K St. NW
Washington, DC 20006
bjoseph@wileyrein.com
kablin@wileyrein.com
mastle@wileyrein.com
tel. (202) 719-7000
fax (202) 719-7049

Counsel for Sirius XM Radio Inc.

February 4, 2009