



PUBLIC NOTICE

Federal Communications Commission
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DA 13-1317
Released: June 7, 2013

MEDIA BUREAU INVITES COMMENTS ON STUDY SUBMITTED BY THE MINORITY MEDIA AND TELECOMMUNICATIONS COUNCIL IN 2010 QUADRENNIAL REVIEW OF BROADCAST OWNERSHIP RULES

MB Docket No. 09-182; MB Docket No. 07-294

Comment Date: July 22, 2013

Reply Comment Date: August 6, 2013

On May 30, 2013, the Minority Media and Telecommunications Council (“MMTC”) submitted a study titled “The Impact of Cross Media Ownership on Minority/Women Owned Broadcast Stations” (the “Study”)¹ in the above-referenced dockets. According to MMTC, the Study “examines whether, and to what extent, cross-ownership might have a material adverse impact on minority and women ownership” of commercial broadcast stations.² MMTC suggests that the Commission seek public comment regarding the extent to which the Study may or should be relied on by the Commission in the ongoing media ownership and diversity proceedings.³ A copy of the Study is attached to this Public Notice.

We invite public comment on the Study from interested parties. Comments will be due on July 22, 2013, and Replies will be due on August 6, 2013.

Procedural Matters

In the Notice of Proposed Rulemaking in the subject proceeding, the Commission established that the proceeding will be treated as “permit but disclose” for purposes of the Commission’s *ex parte* rules.⁴ Thus, as a result of the permit-but-disclose status of this proceeding, *ex parte* presentations will be governed by the procedures set forth in Section 1.1206 of the Commission’s rules applicable to non-restricted proceedings.⁵ Persons making *ex parte* presentations must file a copy of any written

¹ Fratrick, Dr. Mark R., Vice President and Chief Economist, BIA/Kelsey, “The Impact of Cross Media Ownership on Minority/Women Owned Broadcast Stations” (May 30, 2013).

² Letter from David Honig, President of MMTC, to Acting Chairwoman Mignon Clyburn, Commissioner Ajit Pai, and Commissioner Jessica Rosenworcel, FCC, at 1 (May 30, 2013).

³ *Id.* at 2.

⁴ 47 C.F.R. §§ 1.1200, 1.1206; *see also* 2010 Quadrennial Regulatory Review -- Review of the Commission’s Broadcast Ownership Rules & Other Rules Adopted Pursuant to Section 202 of the Telecommunications Act of 1996 Promoting Diversification of Ownership in the Broadcast Services, MB Docket No. 09-182, Notice of Proposed Rulemaking, 26 FCC Rcd 17489, 17570-71, ¶ 211 (2011).

⁵ 47 C.F.R. § 1.1206.

presentation or a memorandum summarizing any oral presentation within two business days after the presentation (unless a different deadline applicable to the Sunshine period applies).

Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must (1) list all persons attending or otherwise participating in the meeting at which the *ex parte* presentation was made, and (2) summarize all data presented and arguments made during the presentation. If the presentation consisted in whole or in part of the presentation of data or arguments already reflected in the presenter's written comments, memoranda or other filings in the proceeding, the presenter may provide citations to such data or arguments in his or her prior comments, memoranda, or other filings (specifying the relevant page and/or paragraph numbers where such data or arguments can be found) in lieu of summarizing them in the memorandum. Documents shown or given to Commission staff during *ex parte* meetings are deemed to be written *ex parte* presentations and must be filed consistent with rule 1.1206(b). Written *ex parte* presentations and memoranda summarizing oral *ex parte* presentations, and all attachments thereto, must be filed through the electronic comment filing system available for that proceeding, and must be filed in their native format (*e.g.*, .doc, .xml, .ppt, searchable .pdf). Participants in this proceeding should familiarize themselves with the Commission's *ex parte* rules.

Pursuant to sections 1.415 and 1.419 of the Commission's rules, 47 CFR §§ 1.415, 1.419, interested parties may file comments and reply comments on or before the dates indicated on the first page of this document. Comments may be filed using the Commission's Electronic Comment Filing System ("ECFS").⁶

- Electronic Filers: Comments may be filed electronically using the Internet by accessing the ECFS: <http://fjallfoss.fcc.gov/ecfs2/>.
- Paper Filers: Parties who choose to file by paper must file an original and one copy of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

- All hand-delivered or messenger-delivered paper filings for the Commission's Secretary must be delivered to FCC Headquarters at 445 12th St., SW, Room TW-A325, Washington, DC 20554. The filing hours are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes and boxes must be disposed of before entering the building.
- Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743.
- U.S. Postal Service first-class, Express, and Priority mail must be addressed to 445 12th Street, SW, Washington DC 20554.
- People with Disabilities: To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at 202-418-0530 (voice), 202-418-0432 (tty).

⁶ See *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

For further information, contact Brendan Holland, Media Bureau, at (202) 418-2330. Press inquiries should be directed to Janice Wise, Media Bureau, at (202) 418-8165.

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