**Before the**

Federal Communications Commission

Washington, D.C. 20554

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| In the Matter of  Cincinnati Bell Extended Territories LLC, d/b/a altafiber  v.  Miami Valley Broadcasting Corporation (WHIO-TV)  Good Faith Negotiation Complaint | **)**  **)**  **)**  **)**  **)**  **)**  **)**  **)**  **)** | CSR-9004-C, MB Docket No. 22-148 |

order

**Adopted: June 24, 2022 Released: June 24, 2022**

By the Senior Deputy Chief, Policy Division, Media Bureau:

1. On April 4, 2022, Cincinnati Bell Extended Territories LLC d/b/a altafiber (altafiber) filed a retransmission consent complaint against Miami Valley Broadcasting Corporation, licensee of WHIO-TV, Dayton, Ohio, alleging a violation of the duty to negotiate retransmission consent in good faith.[[1]](#footnote-3) In response, CMG Media Corporation d/b/a Cox Media Group (CMG), parent company of Miami Valley Broadcasting Corporation, filed an Answer and Counterclaim alleging that altafiber itself failed to negotiate retransmission consent in good faith.[[2]](#footnote-4) On June 8, 2022, altafiber filed a request that the Commission dismiss with prejudice the Complaint, given that the parties “have resolved their disputes and signed a retransmission consent agreement.”[[3]](#footnote-5) On the same date, CMG filed a request that the Commission dismiss with prejudice its Counterclaim.[[4]](#footnote-6) In view of the foregoing, we grant the parties’ requests.
2. Accordingly, Cincinnati Bell Extended Territories LLC d/b/a altafiber’s dismissal request **IS GRANTED** and the Complaint **IS DISMISSED WITH PREJUDICE**.
3. Further, CMG Media Corporation d/b/a Cox Media Group’s dismissal request **IS GRANTED** and the Counterclaim **IS DISMISSED WITH PREJUDICE**.
4. This action is taken pursuant to authority delegated by section 0.283 of the Commission’s rules.[[5]](#footnote-7)

FEDERAL COMMUNICATIONS COMMISSION

Steven A. Broeckaert

Senior Deputy Chief, Policy Division

Media Bureau

1. Cincinnati Bell Extended Territories LLC d/b/a altafiber v. Miami Valley Broadcasting Corporation (WHIO-TV), Verified Retransmission Consent Complaint for Enforcement of Obligation to Negotiate in Good Faith, CSR-9004-C, MB Docket No. 22-148 (Apr. 4, 2022) (Complaint). [↑](#footnote-ref-3)
2. CMG Media Corporation d/b/a Cox Media Group, Verified Answer and Counterclaim, CSR-9004-C, MB Docket No. 22-148 (Apr. 21, 2022). [↑](#footnote-ref-4)
3. Cincinnati Bell Extended Territories LLC d/b/a altafiber, Request for Dismissal of Pleadings and Termination of Proceeding, CSR-9004-C, MB Docket No. 22-148 (June 8, 2022). [↑](#footnote-ref-5)
4. CMG Media Corporation d/b/a Cox Media Group, Request for Dismissal of Pleadings and Termination of Proceeding, CSR-9004-C, MB Docket No. 22-148 (June 8, 2022). [↑](#footnote-ref-6)
5. 47 CFR § 0.283. [↑](#footnote-ref-7)