

**DISSENTING STATEMENT OF
COMMISSIONER KEVIN J. MARTIN**

Re: Complaints against Fox Television Stations, Inc. Regarding Its Broadcast of the "Keen Eddie" Program on June 10, 2003, Memorandum Opinion and Order

This Order involves a television program that the majority admits "contains references of a sexual nature that were broadcast at a time of day when children were likely to be in the audience." Yet, the majority concludes that the program, in which a prostitute is hired to sexually arouse a horse by removing her blouse and to "extract" semen from the horse, is not indecent because the prostitute is "never seen actually touching" the horse. Despite my colleagues' assurance that there appeared to be a safe distance between the prostitute and the horse, I remain uncomfortable. I respectfully dissent.