

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

Re: Viacom Inc.

Today, the Commission issues a consent decree with Viacom for several pending indecency complaints. This consent decree differs significantly from others which we have recently reached involving indecency complaints. For example, the consent decrees that we signed with both Clear Channel Communications and Emmis Communications – which were identical to each other – require more concrete actions to protect against and deter the airing of inappropriate material in the future. By contrast, this consent decree does not have all of these protections. I am concerned that this consent decree is significantly different and may be less of a deterrent for future violations. Moreover, by requiring less of Viacom than we have required of others, we may be treating those other companies unfairly.