

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Annual Assessment of the Status of)	MB Docket No. 07-269
Competition in the Market for the)	
Delivery of Video Programming)	

ORDER

Adopted: February 20, 2009

Released: February 23, 2009

Comment Date: April 28, 2009

Reply Comment Date: May 28, 2009

By the Commission:

1. On January 16, 2009, the Commission released its 13th Annual Report to Congress on the status of competition in the market for the delivery of video programming.¹ The Report provided information as of 2006. On the same date, the Commission released a Notice of Inquiry (“NOI”) soliciting 2007 data for the 14th Annual Report.²

2. To fulfill its obligation to report annually on the state of competition in the video marketplace,³ the Commission needs to bring its reporting up to date. Accordingly, the Commission will issue a single report covering 2007, 2008, and 2009. To provide a record for the development of this combined report, the Commission will issue a supplemental notice of inquiry in this proceeding, as soon as possible, to request information for 2008 and 2009. The supplemental notice will establish a single deadline for the filing of information for 2007 and 2008 and a slightly later deadline for the filing of information for 2009. The establishment of a single set of filing deadlines for 2007 and 2008 will avoid duplication of effort by commenters and will streamline Commission review of the submitted information, thereby conserving commenters’ and Commission resources.

3. Comments in response to the pending NOI seeking information as of June 30, 2007, are due on February 27, 2009, and reply comments are due on March 27, 2009. To provide time for the Commission to solicit additional data and comment pertaining to 2008 and 2009, and to afford commenters the opportunity to file their 2007 and 2008 information concurrently, we are hereby extending the comment periods announced in the NOI to coincide with the filing deadlines we expect to establish for the additional information for 2008. Comment deadlines for 2009 will be announced when the Commission issues its Supplemental NOI.

4. Accordingly, IT IS ORDERED that, pursuant to Sections 4(i), 4(j), 403 and 628(g) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i), 154(j), 403, and 548(g), and Sections 0.061, 0.204, 0.283, and 1.46 of the rules, 47 C.F.R. §§ 0.061, 0.204, 0.283, and 1.46, the deadlines for

¹ See *Annual Assessment of the Status of Competition in the Market for the Delivery of Video Programming*, 13th Annual Report, MB Docket No. 06-189, FCC 07-206 (rel. Jan. 16, 2009).

² See *Annual Assessment of the Status of Competition in the Market for the Delivery of Video Programming*, Notice of Inquiry, MB Docket No. 07-269, FCC 07-207 (rel. Jan. 16, 2009).

³ 47 U.S.C. § 548(g).

responding to the Notice of Inquiry for the 14th Annual Report are extended, *sua sponte*, until April 28, 2009, for initial comments and May 28, 2009, for reply comments.

5. For additional information, please contact Marcia Glauberman or Dana Scherer, Industry Analysis Division, Media Bureau, at (202) 418-2330.

FEDERAL COMMUNICATIONS COMMISSION

Marlene H. Dortch
Secretary