



PUBLIC NOTICE

Federal Communications Commission
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DA 16-451
Released: April 26, 2016

MEDIA BUREAU SEEKS COMMENT ON JOINT PETITION FOR RULEMAKING OF AMERICA'S PUBLIC TELEVISION STATIONS, THE AWARN ALLIANCE, THE CONSUMER TECHNOLOGY ASSOCIATION, AND THE NATIONAL ASSOCIATION OF BROADCASTERS SEEKING TO AUTHORIZE PERMISSIVE USE OF THE "NEXT GENERATION TV" BROADCAST TELEVISION STANDARD

GN Docket No. 16-142

Comment Date: May 26, 2016

Reply Comment Date: June 27, 2016

On April 13, 2016, America's Public Television Stations (APTS), The AWARN Alliance, The Consumer Technology Association (CTA), and The National Association of Broadcasters (NAB) filed a Joint Petition for Rulemaking ("Petition") asking the Commission to "amend its rules to allow broadcasters to use the signaling portion of the physical layer of the new ATSC 3.0 ('Next Generation TV') broadcast standard, while they continue to deliver current-generation DTV broadcast service to their communities."¹ More specifically, the Petition asks the Commission to (1) "approve the Next Generation TV transmission standard as a new, optional standard for television broadcasting;" (2) "approve certain rule changes to permit local simulcasting to enable Next Generation TV to be deployed while ensuring that broadcasts in the current DTV standard remain available to viewers;" and (3) "specify that Next Generation TV transmission is 'television broadcasting' in parity with the current DTV standard, and otherwise to conform Sections 73, 74 and 76 of [the] rules to permit the deployment of this innovative new standard."²

We issue this Public Notice to seek comment on the Petition. The Petition is available electronically through the Commission's Electronic Comment Filing System (ECFS) under the above-referenced docket number, which may be accessed on the Commission's Internet website at <http://apps.fcc.gov/ecfs/>.

Filing Requirements. Pursuant to sections 1.415 and 1.419 of the Commission's rules,³ 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 ECFS.⁴

- Electronic Filers: Comments may be filed electronically using the Internet by accessing the ECFS: <http://apps.fcc.gov/ecfs/>.

¹ See Joint Petition for Rulemaking of America's Public Television Stations, The AWARN Alliance, The Consumer Technology Association, and The National Association of Broadcasters, GN Docket No. 16-142 (filed Apr. 13, 2016) at 1.

² *Id* at iv.

³ 47 CFR §§ 1.415, 1.419.

⁴ See *Electronic Filing of Documents in Rulemaking Proceedings*, Report and Order, 13 FCC Rcd 11322 (1998).

- 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).

Ex Parte Rules. This proceeding shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules.⁵ Persons making *ex parte* presentations must file a copy of any written 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.⁶ 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 Section 1.1206(b) of the rules. In proceedings governed by Section 1.49(f) or for which the Commission has made available a method of electronic filing, 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.

⁵ 47 C.F.R. §§ 1.1200 *et seq.*

⁶ *See id.* § 1.1206(b). Memoranda must contain a summary of the substance of the *ex parte* presentation and not merely a listing of the subjects discussed. More than a one or two sentence description of the views and arguments presented is generally required. *See id.* § 1.1206(b)(1).

For additional information, contact Evan Baranoff, Evan.Baranoff@fcc.gov, of the Media Bureau, Policy Division, (202) 418-7142, or Ira Keltz, Ira.Keltz@fcc.gov, Deputy Chief of the Office of Engineering and Technology, (202) 418-0616. Direct press inquiries to Janice Wise at (202) 418-8165.

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