

October 1, 2019

VIA ELECTRONIC FILING (ECFS)

Judge Jane Hinkley-Halprin
Administrative Law Judge
Federal Communications Commission
445 12th Street SW
Washington, DC 20554

Re: *Entertainment Media Trust*
Status Report, MB Docket No. 19-156

Dear Judge Halprin:

Mark Kern (“Petitioner”), by his counsel, files this status report regarding the above-captioned matter. Mr. Kern served an initial request for the production of documents on September 9, 2019. In lieu of responding to this request, Entertainment Media Trust, Dennis J. Watkins, Trustee (collectively “EMT”) filed a Motion for Stay of Proceedings or in the Alternative Extension of Time (“Stay Request”) on September 11, 2019. The Stay Request was premised on EMT filing for bankruptcy. Petitioner and the Enforcement Bureau (“Bureau”) filed separate oppositions to this Stay Request.

On September 17, 2019, Donald M. Samson, Trustee for the EMT bankruptcy (“Bankruptcy Trustee”), sought leave to respond to the oppositions filed by Petitioner and the Bureau. This request was granted on September 18, 2019 (*Order*, FCC 19M-10) and, as directed by the Presiding Judge, the Bankruptcy Trustee filed a reply to the oppositions on September 23, 2019. The Bureau responded to the Bankruptcy Trustee’s filing on September 26, 2019 and Petitioner responded the following day.

Petitioner remains poised to participate in this case.

Petitioner also continues to monitor the ongoing bankruptcy proceedings involving EMT, including the Bankruptcy Trustee’s attempts to leverage that proceeding as a way to stop the instant hearing. The two most recent filings in the bankruptcy proceeding on this issue are attached:

- Bankruptcy Trustee’s Memorandum of Law in Support of Emergency Motion to Enforce the Automatic Stay or in the Alternative Issue a Stay Order, Case No. 19-31224;

Judge Jane Hinkley-Halprin
Administrative Law Judge
October 1, 2019
Page 2

- Response of the United States of America in opposition to the Emergency Motion filed by the Bankruptcy Trustee.

A hearing before the bankruptcy court was held earlier today on these filings and the Judge directed the parties to file responsive pleadings within seven days.

Respectfully submitted,

/s/ Robert G. Kirk

Robert G. Kirk

Howard M. Liberman

Attachments

CERTIFICATE OF SERVICE

I, Robert G. Kirk, hereby certify that on this 1st day of October 2019, copies of the foregoing Status Report were sent via email to the following:

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