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October 21, 2016

Via ECFS

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th St., SW
Washington, DC 20554

Re: SJL Broadcasting Complaint Against Campus Televideo, Inc. Concerning Retransmission of WSEE-TV and WICU-TV, Erie, PA, MB Docket No. 16-246

Dear Ms. Dortch:

AT&T Services, Inc., on behalf of its affiliate DIRECTV, LLC (“DIRECTV”), hereby submits its responses to the Commission’s September 21, 2016 information requests related to the above-captioned proceeding. As discussed with staff on October 7, 2016, AT&T’s responses are supported by declarations from AT&T Vice Presidents who have personal knowledge of the information provided in these responses.

Please do not hesitate to contact me with any questions.

Sincerely,

/s/ Brendan F. Haggerty

Brendan F. Haggerty

Attachments

cc: Steven Broeckaert
Diana Sokolow
Rick Brecher
Arthur Harding

1. Please describe the nature of DIRECTV's relationship with CTV, including what services CTV provides to DIRECTV.

Campus Televideo, Inc. ("CTV") and DIRECTV are parties to a DIRECTV SMATV Affiliate Agreement ("CTV Agreement") under which CTV operates as an authorized sales agent (also referred to as a "dealer") for DIRECTV's programming services to the Lodging and Institutions ("L&I") customer segment, which includes entities like Edinboro University with student housing.

As a DIRECTV dealer, CTV provides DIRECTV's L&I customers (including Edinboro University) with DIRECTV's customer agreement for programming services ("Customer Agreement"). The programming services are provided directly by DIRECTV to Edinboro University. DIRECTV compensates CTV for its role as a dealer.

CTV also provides DIRECTV with third-party billing services. CTV bills the University of Edinboro for DIRECTV programming services on DIRECTV's behalf and remits the applicable payments to DIRECTV.

2. Is CTV an authorized reseller of DIRECTV video programming?

No, CTV is not an authorized "reseller" of DIRECTV video programming. In fact, the CTV Agreement very specifically disallows resale of DIRECTV Programming. Rather, as explained above, CTV is authorized only as an authorized sales agent of DIRECTV programming services and as an authorized third party biller.

3. CTV's answer to the complaint states at page 2, "DIRECTV and CTV are parties to a DIRECTV SMATV Affiliate Agreement" dated as of June 6, 1996. Please state:

a. Whether that agreement remains in effect, and if not, when it expired.

Yes. DIRECTV confirms that the CTV Agreement has been in effect since June 6, 1996, and for avoidance of doubt, remains in effect.

b. Whether the agreement permits CTV to provide the Stations to Edinboro University and its students.

DIRECTV, not CTV, provides the Stations to Edinboro University as part of its programming services. The CTV Agreement does not permit CTV to provide the Stations to Edinboro University.

4. Does DIRECTV have a current retransmission consent agreement with SJL for the Stations? If so:

a. On what date did DIRECTV and SJL enter into the agreement?

DIRECTV, LLC (successor-in-interest to DIRECTV, Inc.) entered into an agreement with SJL Broadcasting on February 14, 2011, as amended on February 1, 2014 (the “Retransmission Consent Agreement”).

b. Does the agreement cover retransmission of the Stations by authorized resellers? Please explain.

Pursuant to the Retransmission Consent Agreement, SJL grants only DIRECTV consent to retransmit the signals of the Stations to DIRECTV customers (residential and commercial). As explained above, CTV is not authorized by DIRECTV to retransmit the signals of the Stations and CTV is not a DIRECTV reseller. Instead, CTV is an authorized sales agent of DIRECTV.

c. Does the agreement cover CTV’s provision of the Stations to Edinboro University for subdistribution to end user students? Please explain.

CTV is not an authorized subdistributor of DIRECTV and to the best of DIRECTV’s knowledge, CTV does not provide the Stations to Edinboro University’s students. Edinboro University is a commercial customer of DIRECTV and therefore, the delivery of the Stations to Edinboro University’s students is pursuant to the Retransmission Consent Agreement.

d. Does the agreement obligate DIRECTV to pay retransmission consent fees to SJL for the provision of the Stations by resellers, and if so, has DIRECTV paid such fees for retransmission of the Stations by CTV and, in particular, for provisions of the Stations by CTV to Edinboro University and its students?

DIRECTV is obligated to pay certain license fees to SJL for provision of the Stations to customers (both residential and commercial) authorized by DIRECTV to receive the signals of the Stations. Edinboro University is a DIRECTV commercial customer and DIRECTV is obligated under the Retransmission Consent Agreement to pay SJL certain license fees related to commercial customers, like Edinboro University. DIRECTV does not authorize CTV to retransmit the Stations as CTV’s role is that of an authorized sales agent.

5. Please describe the nature of DIRECTV’s relationship with Edinboro University, including whether DIRECTV provides the equipment used to distribute the Stations to Edinboro University and its Students.

Edinboro University is a commercial customer of DIRECTV’s programming services. DIRECTV does not itself install or maintain equipment at the customer location used to receive the programming, such as a satellite dish, headend or inside wire distribution (“Customer Facilities”). L&I dealers, such as CTV, install and maintain Customer Facilities. DIRECTV’s

Customer Agreement with Edinboro University allows Edinboro University to receive DIRECTV programming services via its Customer Facilities.

6. Does DIRECTV have a current agreement with Edinboro University?

Yes.

a. On what date did DIRECTV first enter into the Agreement?

DIRECTV's Customer Agreement with Edinboro University was entered into on August 15, 2000 ("Customer Agreement Start Date").

b. Does the agreement provide for Edinboro University's receipt of the Stations for the distribution to end user students, and if so, beginning on what date?

Since the Customer Agreement Start Date, DIRECTV has provided Edinboro University with "bulk" programming services. Under the bulk contract arrangement, DIRECTV provides programming services to specified Edinboro University buildings, including residential units. Edinboro University, as DIRECTV's commercial customer, pays all charges for the programming services. Edinboro University's on-campus residential students are not DIRECTV's customers.

c. Does the agreement provide for any compensation from Edinboro University to DIRECTV, and if so, is any compensation specifically related to the Stations? Please do not provide any specific per subscriber fees.

As a commercial customer of DIRECTV, Edinboro University compensates DIRECTV for the programming services under the Customer Agreement. A portion of the compensation by Edinboro University to DIRECTV is related to the Stations. Specifically, the Stations are part of package referred to as "Locals" ordered and paid for by Edinboro University as a bulk service.

7. CTV's answer to the complaint states at page 3, "On or about September 30, 2014, pursuant to a request from Edinboro University to subscribe to its "Locals" package, DIRECTV added local television stations WICU, WSEE, WSET, WQLN and WFXP to the services delivered to Edinboro University." Is this statement accurate?

WSET, WQLN or WFXP are not SJL stations. However, DIRECTV can confirm that WICU and WSEE were included in “Locals” package provided by DIRECTV to Edinboro University as a result of the request received on September 30, 2014.

d. If so, what was DIRECTV’s role in adding the Stations to Edinboro University’s service?

As explained directly above, DIRECTV received the request to add local stations on September 30, 2014, and proceeded to add the local stations (including WICU and WSEE) based on such request.

e. If not, please explain why?

N/A.

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554**

In the Matter of)	
)	
Campus Televideo, Inc.)	MB Docket No. 16-246
)	CSR-8923-C
Complaint Concerning Retransmission of)	
WSEE-TV and WICU-TV, Erie, PA)	

DECLARATION OF LINDA BURAKOFF

I, LINDA BURAKOFF, do hereby, under penalty of perjury, declare and state as follows:

1. My name is Linda Burakoff. I am a Vice President of Content and Programming employed by DIRECTV Enterprises, LLC, a wholly owned subsidiary of AT&T Inc. In that capacity, I was and am familiar with DIRECTV's retransmission consent agreements with broadcasters like SJL Broadcasting.
2. I have reviewed DIRECTV's response to question 4 and hereby certify that the response is true and correct to the best of my knowledge.



Name

Dated: 10-19-16

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554**

In the Matter of)	
)	
Campus Televideo, Inc.)	MB Docket No. 16-246
)	CSR-8923-C
Complaint Concerning Retransmission of)	
WSEE-TV and WICU-TV, Erie, PA)	

DECLARATION OF DOUGLAS EICHLER

I, DOUGLAS EICHLER, do hereby, under penalty of perjury, declare and state as follows:

1. My name is Douglas Eichler. I am a Vice President of Commercial Sales employed by DIRECTV Enterprises, LLC, a wholly owned subsidiary of AT&T Inc. In that capacity, I was and am familiar with DIRECTV's programming services sold to Lodging and Institutions customers like Edinboro University and DIRECTV's use of sales agents like Campus Televideo, Inc.
2. I have reviewed DIRECTV's responses to questions 1-3 and 5-7 and hereby certify that the responses are true and correct to the best of my knowledge.



Name

Dated: 10/20/16