

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

In the Matter of)	
)	
beIN Sports, LLC,)	MB Docket No. 18-384
Complainant,)	File No. CSR-8972-P
)	
v.)	
)	
COMCAST CABLE COMMUNICATIONS,)	
LLC,)	
and)	
COMCAST CORPORATION,)	
Defendants.)	
)	
)	
TO: Chief, Media Bureau)	

**MOTION TO FILE EXTENSION OF TIME REQUEST AND REQUEST FOR
EXTENSION OF TIME**

1. beIN hereby respectfully moves for leave to file this motion for extension of time to file its reply to the Answer to Complaint of Comcast Cable Communications, LLC and Comcast Corporation (together, “Comcast”) (“Reply”).¹ beIN’s Reply is currently due this Monday, March 4, 2019. beIN requests an extension of time of ten days from the Bureau’s decision on Comcast’s pending Objection to Protective Order Access.²

2. The requested extension is necessitated by the ongoing dispute between beIN and Comcast as to whether beIN’s programming expert, Eric Sahl, qualifies for access to Highly

¹ Comcast Cable Communications, LLC and Comcast Corporation, Answer to Complaint, MB Docket No. 18-384 (Feb. 5, 2019) (“Answer”).

² Comcast Cable Communications, LLC, and Comcast Corporation, Objection to Protective Order Access, MB Docket No. 18-384 (Feb. 21, 2019).

Confidential information submitted by Comcast under the Protective Order³ in this proceeding. This dispute has now been going on for nearly two weeks, and its resolution by the Bureau is understandably still pending.

3. On February 15, 2019, beIN filed a declaration of confidentiality for Mr. Sahl to access Highly Confidential Information filed in this proceeding,⁴ and requested that Comcast waive the Protective Order's five day waiting period for accessing such Highly Confidential information. Comcast's counsel responded on February 17, 2019 that Comcast would not waive the waiting period for Mr. Sahl, and that it reserved all rights with respect to Mr. Sahl seeking access under the Protective Order to Comcast's Highly Confidential information. Subsequently, counsel for beIN and counsel for Comcast exchanged a series of emails laying out their positions as to why Mr. Sahl qualifies for access under the Protective Order, but were unable to resolve the dispute. On February 21, 2019, Comcast filed its Objection to Protective Order Access. beIN opposed Comcast's objection on February 25, 2019.⁵ Comcast's objection currently remains pending before the Bureau.

4. The uncertainty as to whether Mr. Sahl will be able to access Comcast's Highly Confidential information has prevented beIN from fully preparing its Reply. As discussed in beIN's opposition to Comcast's objection, the Highly Confidential information submitted by Comcast relates to an important part of beIN's case—it directly relates to testimony by Mr. Sahl in his Declaration to beIN's complaint that the representations beIN has made to Comcast about

³ beIN Sports, LLC, Complainant, v. Comcast Cable Communications, LLC and Comcast Corporation, Defendants Request for Enhanced Confidential Treatment, *Order*, DA 19-65 (MB Feb. 8, 2019) ("Protective Order").

⁴ See Letter from Matthew R. Friedman, Counsel to beIN Sports, LLC, to Michelle M. Carey, Chief, Media Bureau, MB Docket No. 18-384 (Feb. 15, 2019).

⁵ See beIN Sports, LLC, Opposition to Objection to Protective Order Access, MB Docket No. 18-384 (Feb. 25, 2019).

beIN's rights to soccer programming afforded Comcast sufficient certainty. beIN has been unable to discuss with Mr. Sahl his views on the significance of the Highly Confidential information, or determine how it affects his prior testimony, which bear directly on beIN's ability to draft its Reply. Mr. Sahl requires both access to, and sufficient time to analyze, the Highly Confidential information in order to effectively respond to the arguments in Comcast's Answer that bear directly on his prior testimony.

5. The Media Bureau has authority to authorize the requested extension of time.⁶ Further, there is good cause for the requested extension. The delay in resolving whether Mr. Sahl may access the Highly Confidential information in this proceeding has already prejudiced beIN, which has only three business days remaining until its Reply is due. Further delay in resolving this dispute, without an extension, will result in further prejudice. On the other hand, Comcast would not be prejudiced by an extension of time, as it has already filed its Answer. Thus, granting beIN's motion is consistent with fundamental fairness, and ensuring that beIN's due process rights are not violated.⁷

6. For the reasons outlined above, beIN respectfully requests that the Bureau extend beIN's deadline to file its Reply to ten days from the Bureau's decision on Comcast's pending Objection to Protective Order Access.

⁶ 47 C.F.R. § 76.1302(f) ("Within twenty (20) days after service of an answer, *unless otherwise directed by the Commission*, the complainant may file and serve a reply which shall be responsive to matters contained in the answer and shall not contain new matters.") (emphasis added).

⁷ See 47 C.F.R. § 76.1302(g)(2)(ii) (giving the Chief of the Media Bureau authority to toll the 60-calendar-day deadline for its determination whether a complainant has demonstrated a *prima facie* case if the deadline would "violate the due process rights of a party or would be inconsistent with fundamental fairness").

Antonio Briceño
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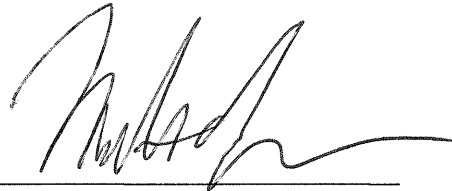
February 27, 2019

Respectfully submitted,

/s/ _____
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VERIFICATION OF MATTHEW R. FRIEDMAN

I, Matthew R. Friedman, have read beIN's Motion to File Extension of Time Request and Request for Extension of Time in this matter, and state that, to the best of my knowledge, information, and belief formed after reasonable inquiry, the Motion and Request are well grounded in fact and are warranted under existing law or a good faith argument for the extension, modification, or reversal of existing law. The Motion and Request are not interposed for any improper purpose.

A handwritten signature in black ink, appearing to read 'Matthew R. Friedman', written over a horizontal line.

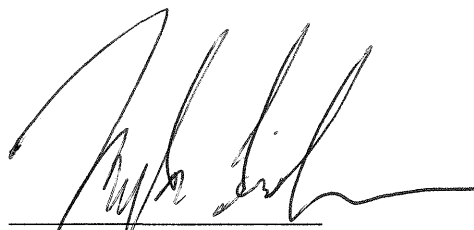
Matthew R. Friedman
Counsel to beIN Sports, LLC

Dated: February 27, 2019

CERTIFICATE OF SERVICE

I, Matthew R. Friedman, hereby certify that on February 27, 2019, I caused a copy of the foregoing to be electronically filed with the Commission, and served upon the party listed below by electronic mail and by overnight delivery.

Michael D. Hurwitz
Willkie Farr & Gallagher LLP
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Counsel to Comcast Corp.



Matthew R. Friedman