

IRWIN, CAMPBELL & TANNENWALD, P.C.
ATTORNEYS AT LAW
1320 EIGHTEENTH STREET, N.W.
SUTTE 400
WASHINGTON, D.C. 20036
202-728-0400
FAX 202-728-0354

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Date: November 28, 1995

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TO: Saul Shapiro

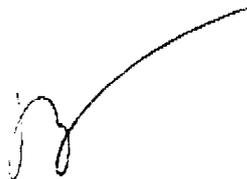
FAX: 418-2828

FROM: Peter Tannenwald (Direct Line: 202-728-0401 ext. 105)

RE: Digital TV En Banc Hearing

Total Number of Pages (including cover sheet): 8

Here is Sherwin Grossman's statement to be delivered on December 12. I tried unsuccessfully today to reach you and Brett Tarnutzer to find out where to send this document. I only only a fax with a lot of lines on it. Tomorrow morning, I will have a clean copy and can deliver to you multiple copies of you want them. Please let me know what you would like me to do. Thanks.



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 PLEASE CONTACT VANESSA OR LAURA AT (202) 728-0400.**

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL, AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

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IT IS A GROUP SERVING FIVE TIMES MORE MINORITIES THAN ANY OTHER PART OF THE INDUSTRY. IT IS A GROUP THAT SERVES SO MANY PEOPLE IN SMALL TOWNS AND RURAL AMERICA THAT IF IT'S IGNORED YOU FIVE COMMISSIONERS WILL HAVE VIOLATED THE BASIC TENETS OF SERVING THE PEOPLE OF THE UNITED STATES.

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IF YOU IGNORE THESE BABY STATIONS WHEN YOU CHANGE THE BATH WATER, YOU ARE THROWING OUT THE BABY. YOU'LL LOSE THE ONLY LOCAL SERVICE THAT MILLIONS OF PEOPLE IN SMALL TOWNS AND CITIES AND RURAL AREAS HAVE TODAY. THE FCC HAS PREACHED THE VIRTUES OF EXTENDING SERVICE TO THE POOR AND DISADVANTAGED. HOW CAN YOU JUSTIFY DOING THAT ONLY THROUGH THE INTERNET,

WHICH REQUIRES A COMPUTER AN ACCESS POOR PEOPLE CAN'T AFFORD,
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AND WHAT ABOUT PEOPLE WHO DON'T SPEAK ENGLISH, LIKE
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LPTV? WHAT ABOUT THE ONLY AFRICAN-AMERICAN TV STATION IN LOUISVILLE? WHAT ABOUT PEOPLE WHO DON'T LIVE IN A BIG CITY, LIKE THE PEOPLE IN MARSHALLTOWN, IOWA; HOPKINSVILLE, KENTUCKY; JUNCTION CITY, KANSAS; FRONT ROYAL OUT ROUTE 66 IN VIRGINIA; AND THE KIDS WHO RUN AN LPTV STATION AT THE HIGH SCHOOL IN PRINCETON, INDIANA? THE LIST GOES ON AND ON. FULL POWER TV STATIONS CAN'T SURVIVE WITHOUT A BIG CORE CENTRAL MARKET. BUT LPTV STATIONS CAN AND DO THRIVE ON LOCAL SERVICE -- SERVICE PEOPLE DIDN'T HAVE UNTIL LPTV CAME ALONG. WHEN A STORM WIPED OUT PANAMA CITY BEACH ON THE FLORIDA PANHANDLE A FEW MONTHS AGO, THE PEOPLE THERE WOULD HAVE BEEN CUT OFF FROM ALL LOCAL INFORMATION IF IT HADN'T BEEN FOR BEACH TV. THOSE PEOPLE -- INCLUDING THE LOCAL CABLE COMPANY THAT BEACH TV HELPED GET UP AND RUNNING AGAIN -- WOULDN'T GIVE UP BEACH TV FOR ANYTHING TODAY.

MOST OF THESE PEOPLE IN SMALL TOWNS DON'T EVEN KNOW YOU'RE THREATENING THEIR LOCAL TV SERVICE. THEY DON'T READ THE FEDERAL REGISTER. THEY DON'T HAVE, AND THEY CAN'T AFFORD, LEGIONS OF LOBBYISTS WALKING AROUND ON THE 8TH FLOOR EVERY DAY. THEY PAY THEIR TAXES AND EXPECT YOU TO LOOK OUT FOR THEM.

I HAVE A BIG MAP HERE THAT SHOWS WHAT AREAS LPTV STATIONS ARE SERVING IN THE STATE OF OHIO AND FLORIDA. THE COMMUNITY BROADCASTERS ASSOCIATION IS GOING TO SUBMIT 50 OF THESE MAPS IN ITS REPLY COMMENTS ON JANUARY 12. THIS IS NO SMALL LOSS OF SERVICE WE'RE TALKING ABOUT.

WHO BETTER SERVES ALL THESE NEEDS THAN LOCAL COMMUNITY BROADCASTERS? THEY'RE DOING THE JOB. NO ONE ELSE DOES IT EXCEPT LOCAL RADIO -- AND A LOT OF LOCAL LOCALLY OWNED RADIO IS ON ITS WAY OUT WHEN CONGRESS ELIMINATES ALL THE RADIO OWNERSHIP LIMITS. MOST LPTV STATIONS ARE LOCALLY OWNED AND RUN PERSONALLY BY THEIR OWNERS. IF ATV IS CREATED WITH NO SERVICE TO MINORITIES, SMALL CITIES, AND RURAL AREAS, THEN AREN'T WE TAKING A GIANT LEAP BACKWARDS?

I'M 71 YEARS OLD. MAYBE I SHOULDN'T CARE IF LOCAL SERVICE GOES DOWN THE DRAIN IN ANOTHER DECADE. BUT IF YOU FORCE BROADCASTING INTO A NATIONAL DISTRIBUTION MOLD BY ELIMINATING LOCAL STATIONS, YOU'LL BE LEAVING A BIG PART OF THIS COUNTRY WITHOUT THE BASIC IDEA AND INFORMATION PIPELINE THAT MAKES DEMOCRACY WORK. I DON'T WANT TO LEAVE THAT TO THE NEXT GENERATION.

IS THERE A WAY TO HAVE ATV WITHOUT DISPLACING LPTV? I
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BEHIND YOUR DECISIONS. TAKE YOUR FOCUS OFF OF REPACKING THE
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LITTLE GUYS NEVER WIN.

I SAY THAT YOU SHOULD PICK A DATE -- OR A RANGE OF DATES --
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FROM WJAN CANAL 41 TELEARTE

IRWIN, CAMPBELL&T

TO

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EVERY STATION FOR 15 YEARS. WE DON'T HAVE TO DISPLACE ANYONE.
AND EVERYONE CAN HAVE LOCAL SERVICE THAT REALLY MEANS
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THANK YOU.

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

PETER TANNENWALD
(202) 728-0401 Ext. 105

November 29, 1995

William F. Caton, Acting Secretary
Federal Communications Commission
Washington, DC 20554

Re: MM Docket No. 87-268

Dear Mr. Caton:

Submitted herewith is the Statement of Sherwin Grossman, President of the Community Broadcasters Association, to be delivered at the Commission's *en banc* hearing on digital television, scheduled for December 12, 1995.

Mr. Grossman will appear during the afternoon panel on Impact On Consumers, starting at 3:15 p.m.

If there are any questions about this matter, please contact the undersigned.

Very truly yours,



Peter Tannenwald

Attachment

cc: (w/att) Saul T. Shapiro, Esq. (Rm. 314, 1919 M St.)
Mr. Sherwin Grossman

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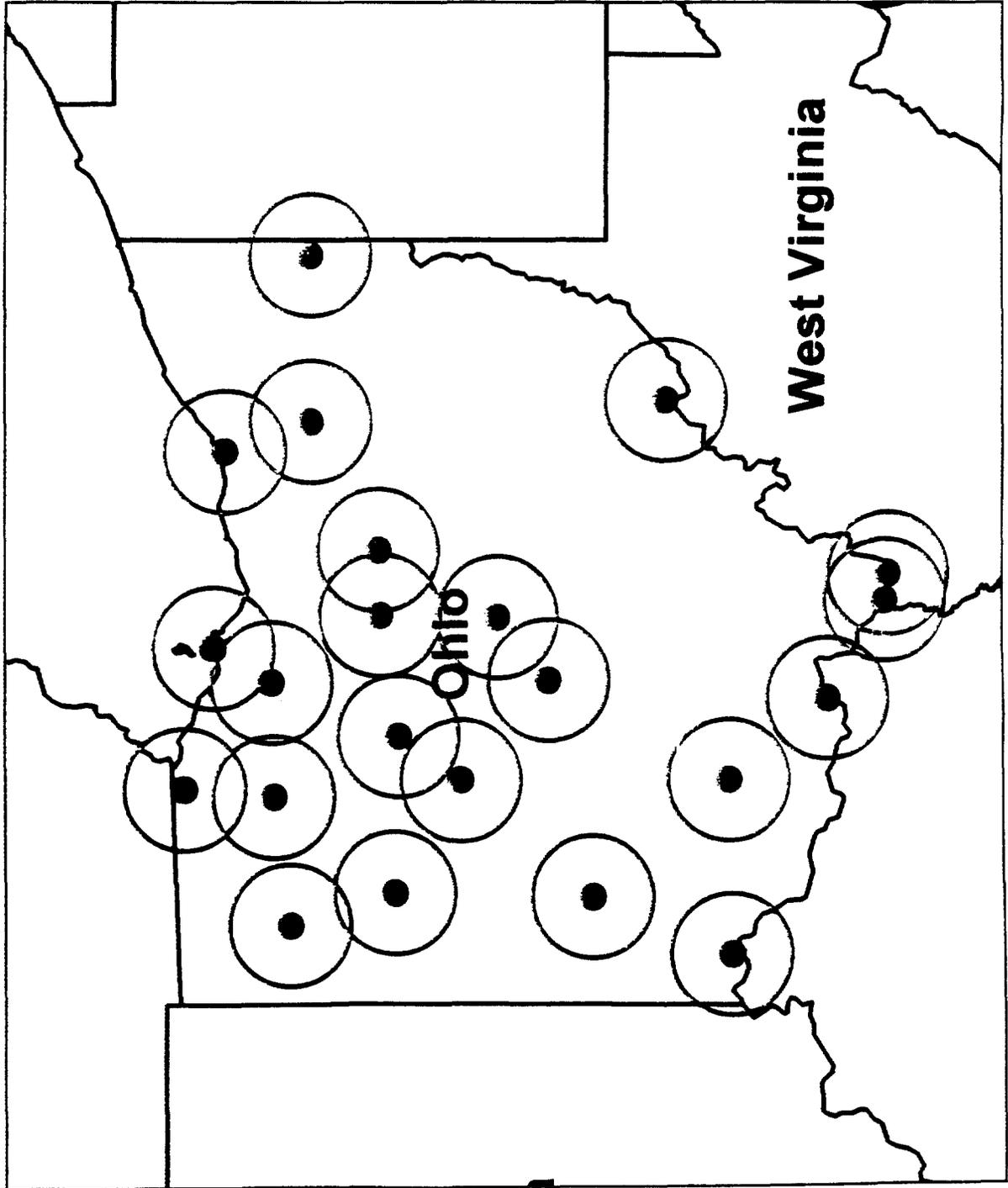
THANK YOU.

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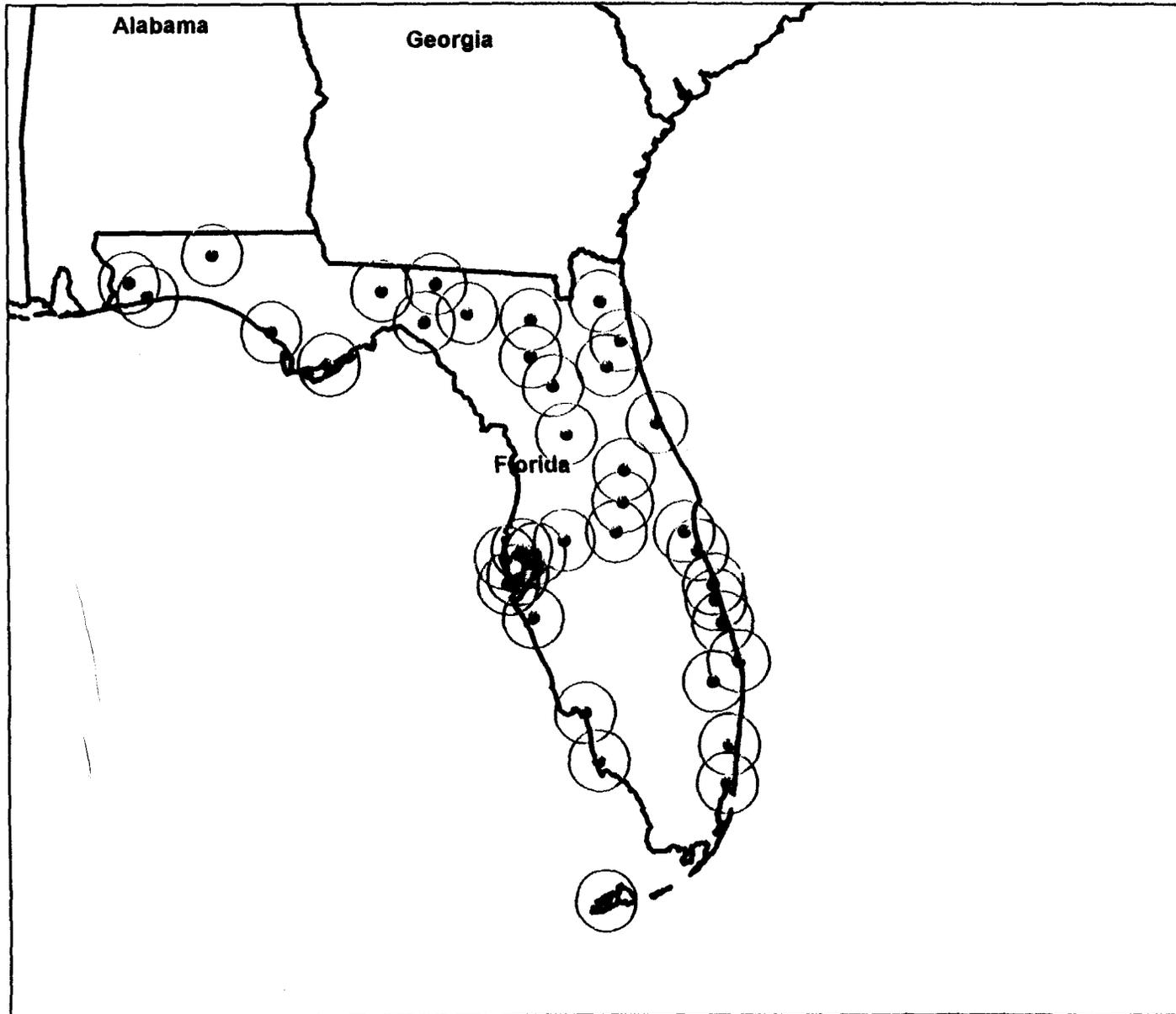
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