

November 24, 1998

Federal Communications Commission
Office of the Secretary
1919 M St. N.W., Room 222
Washington, DC 20554
Attn: RM-9335

Reference: TSR19, ID# 00937883

To whom it my concern:

I would like to formally file my comments on Congress' upcoming review (1720 & 3210) of the:

Retransmission of Network Television Stations and the Satellite Home Viewer Act

I live in an area that has a limited number of cable subscribers. The cable service does not offer some of the programming options I desire. At the time my DSS was purchased the cable system would lose a channel or two each week. It would take one to two days to get this service back. The cost of the service for the programming selection offered was considered unacceptable.

The DSS was purchased to provide me with the programming selection I desired.

In the area I live in local television is limited to two stations, one is a CBS station, the other more of an independent station. Obtaining more than these two local stations would require a TV antenna with tower or reconnect to the basic cable service. Neither of these are acceptable.

I asked the local CBS affiliate (KXII, Channel 12, Sherman, Texas) to grant a waiver to allow me to pick-up ALTERNATE CBS service. I was denied stating the above act. The station did not address my request to allow an alternate CBS service because of their programming selection.

I fully understand with DSS I need an antenna to view local programming. I have setup this antenna.

I understand I will be paying my satellite provider a fee to provide CBS programming. I have no objection to this since it will provide me with the alternate CBS viewing I am looking for.

My intent is not to eliminate KXII viewing, my intent is to resolve the second issue, KXII's programming selection at times do not provide true CBS programming. One prime example of this is in February. CBS carries the Daytona 500 (NASCAR) race. KXII does not show the race until an hour after the race starts. KXII chooses to provide local programming for the first hour of the race. I have no objection to this, this is why I wanted an ALTERNATE programming option.

KXII's decision is limiting my viewing options.

Please add my comments to the review of the Satellite Home Viewer Act.

1. **There are situations were a DSS is the solution to resolve a limited programming problem.**
2. **There are situations were the present Satellite act limits a viewers freedom of choice.**
3. **Installation of a DSS does not eliminate the need for local programming. You will always need local programming.**
4. **The present satellite act allows a small city TV station to dictate viewers choice.**

Regards:
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