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DATE: April 3, 2000

TO: Kathy Brown & Tom Power

FROM: Jon Blake (202-662-5506)

SUITE: 719B

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(including cover page)

REMARKS:

Per our meeting on March 29, the latest stats on DTV stations on the air is attached.

cc: MM Docket File No. 98-120

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

data tell us.” Special BEA committee now is working to design curriculum and primer for use by BRI and to be made available on Web sites.

Nielsen Media Research said Wed. it will add Dayton in Oct. 2001 as nation's 52nd metered market, covering 67% of U.S. TV homes for local, electronic TV and cable ratings. So far, 3 stations have signed for Dayton metered service, Nielsen said.

Among on-air networks, NBC aired most sexually oriented shows in 1998-1999 season, with Showtime featuring “sexiest programming” on cable, Center for Media & Public Affairs said in new study. Networks aired sexual content once every 4 min., cable channels 3 times every 4 min., music videos 1-1/2 times per min., Center said: “Despite this level of [sexual] activity... 98% of all sexual content had no subsequent physical consequences.” Conclusions were reached after studying 284 series episodes, 50 movies and 189 MTV videos, Center said, with 1,420 scenes of “hard-core” sex, including intercourse, oral sex, incest and “other explicit sexual behavior.”

Mark Fulling of Garden City, Kan., faces \$8,000 fine for operating unlicensed FM station, FCC announced. Station was operating at 102.1 MHz in Garden City.

Broadcast datacast firm WaveXpress said “extensive” tests of its technology demonstrate commercial viability. Tests were done at WNJN (Ch. 50, PBS) Trenton, N.J., achieving data rate of 2 Mbps.

Newest DTV station is KMTV Omaha, NAB said. Launch means 122 stations are broadcasting DTV, reaching 62.22% of all TV households.

NEW MEDIA

Senate Democrats finally allowed appointment of conferees for e-signature bill, but also sent them letter warning that they will require certain principles followed before supporting compromise measure. Conferees are: Commerce Committee Chmn. McCain (R-Ariz.), Communications Subcommittee Chmn. Burns (R-Mont.), Appropriations Committee Chmn. Burns (R-Alaska), Banking Committee Chmn. Gramm (R-Tex.), Judiciary Committee Chmn. Hatch (R-Utah), Sens. Abraham (R-Mich.), Bennett (R-Utah), Gorton (R-Wash.), Hutchison (R-Tex.), Hollings (D-S.C.), Inouye (D-Hawaii), Rockefeller (D-W.Va.), Kerry (D-Mass.), Leahy (D-Vt.), Sarbanes (D-Md.), Thurmond (R-S.C.), Wyden (D-Ore.). Abraham, sponsor of Senate bill (S-761), will chair committee. Meanwhile, all 45 Senate Democrats signed letter to conferees expressing support for Senate version. Consumer groups have criticized House version (HR-1714), saying it doesn't provide adequate consumer protection in several areas. Democrats said any compromise must include: (1) Effective consumer content to using electronic notice instead of paper notice. (2) Assurance that electronic records are accurate, with parties able to retain and access them. (3) Ability for regulators to provide “interpretive guidance” to avoid litigation. (4) Clear federal regulatory authority for records not covered by bill. (5) Avoidance of facilitating “predatory or unlawful practices.” Democrats said “electronic world should be no less safe for American consumers than the paper world,” and consumer protections established in paper world must not be “inadvertently made ineffective by the transition to electronic transactions.” — SC

In effort to stem investment fraud via Internet, SEC said it's creating automated surveillance system that would search Web sites and message boards for key words such as “get rich quick.” Initiative wasn't welcomed by all, particularly PricewaterhouseCoopers, which decided not to participate, citing privacy concerns and what it said was violation of Constitution's protection against unreasonable searches and seizures. SEC said it wouldn't

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