December 13, 2002

Dear Secretary

As explained in the documents referenced below, the following evidentiary exhibits, filed with the Federal Communications Commission (hereinafter “FCC”) on November 4, 2002 in the above-referenced Proceeding, have either been damaged by the FCC or have been "misplaced" by the FCC:

1. Part 1 of the DVD disc copy, containing the first part of the obscene film "More Than A Handful 9" which is representative of AT&T's entire "In Demand, Pay Per View, Adult's Only" programming,

2. Part II of the DVD disc copy, containing the last part of the obscene film "More Than A Handful 9" together with obscene pandering Previews shown Before and Previews shown After said film, which collectively are representative of AT&T's entire "In Demand, Pay Per View, Adult's Only" programming, and which demonstrate that AT&T's violations of federal law, as complained of herein, are intentional and willful; and

3. Exhibit A in Support of the Ex Parte Petition of James J. Clancy, consisting of a partial list of AT&T Cable transmissions of obscene programming, showing the date and channel of specifically named obscene movies as transmitted by AT&T's cable TV operation.

See the Ex Parte Petition of James J. Clancy at 4, the Declaration of Carol A. Clancy in Support of James J. Clancy’s Petition for Reconsideration at 6, and Petition of James J. Clancy for
Reconsideration at 7 and 20, all on tile herein

A true and correct duplicate copy of each of these "damaged" or "lost" evidentiary exhibits is hereby being transmitted to you in this package, with the request that the FCC correct the record in this Proceeding, for the reasons stated in the above-referenced documents, and in the interests of justice and in the public interest, and that these substitute duplicate copies be received in lieu of the originals, and deemed *mun pro tunc* "tiled" as of November 4, 2002, pursuant to the power of the Federal Communications Commission to correct Agency error. See 47 C.F.R. Section 17

Sincerely,

James J. Clancy

encl.

JJC/cac

[Enclosures DVD. Pt I, DVD. Pt II, Exhibit A List of Obscene Cable TV Transmissions]