

KAYE SCHOLER LLP

The McPherson Building
901 Fifteenth Street, NW
Washington, DC 20005
202 682-3500
Fax 202 682-3580
w.kayescholer.com

Bruce Eisen
202 682-3538
Fax 682-3580
beisen@kayescholer.com

ORIGINAL

January 22, 2003

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 - 12th Street, SW
Washington, DC 20554
Attn: David Brown

RECEIVED

JAN 22 2003

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Re: Docket No. MB 02-235
Ex Parte Presentation, DA-02-2082

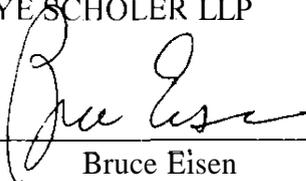
Dear Ms. Dortch:

On January 22, 2003, Spanish Broadcasting System, Inc. made a presentation to Chairman Michael K. Powell pursuant to the The Commission's Public Notice in the above-referenced docket, released August 26, 2002. The ex parte presentation consisted of the attached letter signed by Raul Alarcon, Jr., President and Chief Executive Officer of Spanish Broadcasting System, Inc.

Should any questions arise with regard to this matter, kindly communicate directly with this office.

Very truly yours,

KAYE SCHOLER LLP

By: 

Bruce Eisen

BE/ls
Attachment
cc: Qualx International
Room CY-B402

0+2

13049353 WPD



Raúl Alarcon
PRESIDENT

January 20, 2003

The Honorable Michael K. Powell
Chairman
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20024

Dear Chairman Powell:

I wanted to take this brief opportunity to thank you for meeting with me recently to discuss the pending Univision-HBC transaction.

Mr. Chairman, I am aware of the difficult choices the Commission will need to address as you navigate the uncertain waters of communications policy during these challenging times. To date, you have taken controversial stands on complex issues and you have rightly done so to preserve the public interest.

For my part, I hope that I have been able to effectively communicate the dire public interest consequences of this contemplated merger. Furthermore, I would like to emphasize that denial of this proposed transaction hurts no one, as both Univision and HBC are multi-billion dollar entities with unparalleled growth prospects. On the other hand, approval of this transaction unleashes a media behemoth that will be impossible to control. Stated simply, Mr. Chairman, you will not be able to get the genie back into the bottle once you've let him out.

I recently had occasion to hear you express your concerns about the negative effects of radio consolidation during the past six years. As we discussed, some of the same participants responsible for the current state of affairs in the radio industry have orchestrated (and stand to benefit from) the unprecedented Hispanic media consolidation that will result from this transaction.

Please do not allow an equally negative epitaph to be written about U.S. Hispanic media in the years to come. Hispanic listeners and viewers **should not be deprived of** the protections inherent for all Americans in the Commission's mandate to uphold the public interest standard.

Sincerely,

A handwritten signature in black ink, appearing to be 'Raúl Alarcon', written over a horizontal line. The signature is fluid and cursive, with a vertical line extending upwards from the middle of the signature.

RA/id