

**MINORITY MEDIA AND
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February 10, 2002

Hon. Marlene Dortch
Secretary
Federal Communications Commission
445 12th Street S.W.
Washington, D.C. 20554

Dear Ms. Dortch:

RE: MB Docket No. 02-277 (Biennial Review of
Broadcast Ownership Rules)

MM Docket No. 01-235 (Broadcast/Newspaper
Crossownership)

MM Docket No. 01-317 (Local Radio
Ownership)

MM Docket No. 00-240 (Definition of Radio
Markets)

Pursuant to 47 CFR §1.1206, this will disclose that in connection with these permit-but-disclose proceedings, on behalf of the Diversity and Competition Supporters, I held a meeting February 6, 2003 at 2:00 PM with Jane Mago, General Counsel, Michele Ellison, Deputy General Counsel, Susan Eid, Legal Advisor to the Chairman, and Paul Gallant, Esq., of the Media Bureau staff.

I discussed the importance of addressing minority ownership in the proceeding. To build a full record on this issue, I urged the Commission to convene a public hearing on minority ownership to mark the occasion of the 25th anniversary of the Statement of Policy on Minority Ownership of Broadcast Facilities, 68 FCC2d 979 (released May 25, 1978).

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I described how the "Staged Implementation Plan" (see "Initial Comments of Diversity and Competition Supporters" filed January 2, 2003, pp. 82-101) might operate in practice and how it would comport with Section 202(h), on its own and in tandem with the parallel review of the substantive rules that would also need to be undertaken.

I also explained the "equal transactional opportunity" policy described on pp. 115-120 of our Initial Comments, and promised to amplify on what the text of such a rule would read, what the proposed certification would contain, and how the rule might operate in connection with the maintenance by the Commission of a buyer's list.

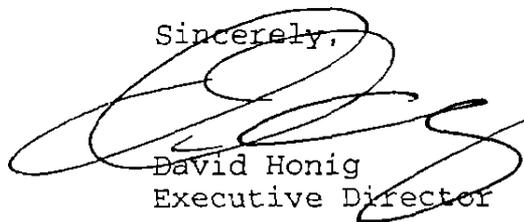
Our Reply Comments, filed February 3, 2003, contained a formula for an "HHI for Diversity" (pp. 17-24). I explained how the formula was derived and how it could be used to take the temperature of the market in connection with a staged implementation plan.

Our Reply Comments also contained a tentative proposal for "Diversity Credits" (pp. 34-38). I explained how **this** would work in practice, and in particular how its adoption could be a substitute in many respects for diversity based bright-line regulation. I promised to further develop the concept with the assistance of economists specializing in this subject.

Finally, I expressed our endorsement of CWA's proposal for the use of JOAs (Joint Operating Agreements) in place of TV duopolies.

An original and two copies of this letter are being filed with the Secretary.

Sincerely,



David Honig
Executive Director

cc: Susan Eid, Esq.
Jane Mago, Esq.
Michele Ellison, Esq.
Paul Gallant, Esq.

/dh