

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20445

RE: **MB Docket No. 04-160**

In granting licenses for satellite radio, the FCC relied on the express promises by XM Radio Inc. ("XM") and Sirius Radio Inc. ("Sirius") that their service would possess only a national scope. As proposed, their service would provide multiple foreign language programming, senior citizens and children's programming, and other miscellaneous format niches targeted at a national audience. The ultimate premise outlined to and accepted by the FCC was that of satellite radio being national, thus, local broadcasters would not be harmed.

Now XM and Sirius have blatantly broken their promises, launching "localized" traffic and weather service in the top twenty-one markets. *This is only the beginning!* It is clear from the comments they filed in opposition to the NAB Petition that XM and Sirius view the sky as the limit – with technology to continue to "localize" their services they can make their formats virtually indistinguishable from local radio.

Without FCC intervention, two companies, with 120 channels each, will reach into every market and try to mimic what local broadcasters do.

Each of the five stations I oversee provides local news, traffic, and weather service to the Northern Colorado and Southern Wyoming communities. Specifically, KCOL-AM has diligently served Fort Collins since 1947, providing, at considerable expense, local news, weather, traffic, and public service announcements. Satellite Radio doesn't have public interest limits or ownership limits. They have no *local* investment in their communities.

The \$9.6 billion broadcasters gave to their local communities in 2003 speaks volumes to our commitment to public service. Clear Channel Radio of Northern Colorado alone commits thousands of hours to community service, inclusive of broadcasts and public service announcements for educational organizations, supporters of the arts, community service organizations, and charities benefiting those with disabilities, seniors, children, and countless others. Satellite Radio's intrusion into local broadcasting threatens to further splinter our audience, weakening local revenue, thus, our ability to provide these invaluable benefits to the communities we are committed to serving.

The FCC, in authorizing satellite radio, vowed to protect "vibrant" local broadcasting, and promised to take "any necessary action to safeguard the important service that terrestrial radio provides. ***That time is now!*** Before XM and Sirius invest millions of dollars in technology, and further raise consumer's

expectations about their ability to receive specific content, the FCC must clarify it authorized a national-only satellite radio service.

I wholeheartedly support the NAB Petition! Thank you for your time and consideration of my comments.

Sincerely,

Stu Haskell, Vice President/General Manager
Clear Channel Radio of Northern Colorado
1612 LaPorte Avenue
Fort Collins, Colorado 80521
(970) 482-5991