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

June 16th, 2004

RE: MB Docket No. 04-160.

I would like to express my support for the NAB Petition seeking a Declaratory Ruling on Satellite radio's broadcasting of local traffic and weather, along with their future plans to expand their reach into other local radio services.

- * When licenses were granted for satellite radio, the FCC relied on the expressed promises by XM Radio Inc. ("XM") and Sirius Satellite Radio Inc. ("Sirius") that their service would be national radio services only. They would provide multiple music formats, foreign language programming, senior citizens and children's programming, etc.
- * They received their licenses based on the premise that satellite radio would be a national service, and local radio would not be harmed.
- * XM and Sirius have now blatantly broken their promises, launching "localized" Radio services, and requesting low power terrestrial translators to fill gaps in their coverage.
- * Without FCC intervention, two companies, with 120 channels each, will reach into every market and try to mimic what local broadcasters do.
- * **In the Florida Keys, our radio stations provide a local Traffic Report network which has required a substantial investment in manpower and money. No other medium can provide real-time traffic information as well as locally based radio stations, and yet now we face unfair competition from Satellite radio services.** Our coverage is free to consumers, and is promoted heavily on our radio stations to thousands of radio listeners each week.
- * Satellite Radio doesn't have public interest limits or ownership limits. They have no *local* investment in their communities.
- * 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 reiterate my support for the NAB petition asking for a Declaratory Ruling on Satellite Radio "local" services.

Sincerely,
David M. Harris 
Vice President / Market Manager
Clear Channel Radio - Florida Keys

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