FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF GENERAL COUNSEL

Memorandum

TO: Director, Reference Information Center
Chief, Media Bureau

FROM: Daniel M. Armstrong
Associate General Counsel

SUBJECT: *Media Alliance v. FCC & USA*, No. 08-70830. Filing of Multiple Petitions for Review and Notices of Appeal of the 2008 Media Ownership Order.

DATE: March 12, 2008

This is to advise you that multiple parties have filed petitions for review and notices of appeal of the following order: *2006 Quadrennial Review – Review of the Commission's Broadcast Ownership Rules and Other Rules Adopted Pursuant to Section 202 of the Telecommunications Act of 1996*, FCC 07-216, MB Dockets 06-121 and 02-277; MM Dockets 01-235, 01-317, 00-244, 04-228, 99-360 (released Feb. 4, 2008) ("*2008 Media Ownership Order*").

The *2008 Media Ownership Order* loosened the Commission's rule prohibiting common ownership of newspapers and broadcast stations while generally retaining its other broadcast ownership rules. The parties challenge aspects of the order as arbitrary, capricious and contrary to law (and in some cases, contrary to the Constitution). Pursuant to the judicial lottery provisions of 28 U.S.C. § 2112, on March 11, 2008, the Judicial Panel on Multidistrict Litigation consolidated the cases in the U.S. Court of Appeals for the Ninth Circuit, which is authorized to retain the cases or to transfer them to any other federal circuit "[f]or the convenience of the parties in the interest of justice."

The lead case in the Ninth Circuit is *Media Alliance v. FCC*, No. 08-70830. A complete list of all the cases is attached. The attorney assigned to handle the litigation of these cases is Jacob Lewis.

Attachment

Media Alliance v. FCC & USA,
Ninth Circuit No. 08-70830
Filed: Feb. 27, 2008

Prometheus Radio Project v. FCC & USA,
Third Circuit No. 08-1586
Filed: Feb. 26, 2008

Free Press v. FCC & USA,
First Circuit No. 08-1252
Filed: Feb. 26, 2008

Newspaper Association of America v. FCC & USA,
D.C. Circuit No. 08-1082
Filed: Feb. 29, 2008

Newspaper Association of America v. FCC,
D.C. Circuit No. 08-1083
Filed: Feb. 29, 2008

Fox Television Stations v. FCC & USA,
D.C. Circuit No. 08-1085
Filed: Feb. 29, 2008

Tribune Company v. FCC & USA,
D.C. Circuit No. 08-1086
Filed: Feb. 29, 2008

Sinclair Broadcast Group v. FCC & USA,
D.C. Circuit No. 08-1087
Filed: Feb. 29, 2008

Office of Communications of the United Church of Christ, Inc. v. FCC & USA,
Sixth Circuit No. 08-3234
Filed: Feb. 29, 2008

Bonneville International Corp. v. FCC & USA,
D.C. Circuit No. 08-1089
Filed: March 4, 2008

The Scranton Times, L.P. v. FCC & USA,
D.C. Circuit No. 08-1090
Filed: March 4, 2008

National Association of Broadcasters v. FCC & USA,
D.C. Circuit No. 08-1091
Filed: March 4, 2008

Media General, Inc. v. FCC,
D.C. Circuit No. 08-1092
Filed: March 4, 2008

Cox Enterprises, Inc., et al. v. FCC,
D.C. Circuit No. 08-1093
Filed: March 4, 2008

Cox Enterprises, Inc. v. FCC & USA,
D.C. Circuit No. 08-1094
Filed: March 5, 2008

Media General, Inc. v. FCC & USA,
D.C. Circuit No. 08-1095
Filed: March 5, 2008

Belo Corporation v. FCC,
D.C. Circuit No. 08-1096
Filed: March 5, 2008

Belo Corporation v. FCC & USA,
D.C. Circuit No. 08-1097
Filed: March 5, 2008

Clear Channel Communications, Inc. v. FCC & USA,
D.C. Circuit No. 08-1098
Filed: March 5, 2008

Morris Communications Company, LLC v. FCC & USA,
D.C. Circuit No. 08-1099
Filed: March 5, 2008

Morris Communications Company, LLC v. FCC,
D.C. Circuit No. 08-1100
Filed: March 5, 2008

Gannett Co., Inc. v. FCC & USA,
D.C. Circuit No. 08-1101
Filed: March 5, 2008

CBS Broadcasting Inc. v. FCC & USA,
D.C. Circuit No. 08-1102
Filed: March 5, 2008

The Coalition of Smaller Market Television Stations and Raycom Media, Inc. v. FCC & USA,
D.C. Circuit No. 08-1103
Filed: March 6, 2008