

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

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|--|---|----------------------|
| In the Matters of |) | MB Docket No. 08-214 |
| |) | |
| Herring Broadcasting, Inc. d/b/a WealthTV, |) | File No. CSR-7709-P |
| Complainant |) | |
| v. |) | |
| Time Warner Cable Inc., |) | |
| Defendant |) | |
| |) | |
| Herring Broadcasting, Inc. d/b/a WealthTV, |) | File No. CSR-7822-P |
| Complainant |) | |
| v. |) | |
| Bright House Networks, LLC, |) | |
| Defendant |) | |
| |) | |
| Herring Broadcasting, Inc. d/b/a WealthTV, |) | File No. CSR-7829-P |
| Complainant |) | |
| v. |) | |
| Cox Communications, Inc., |) | |
| Defendant |) | |
| |) | |
| Herring Broadcasting, Inc. d/b/a WealthTV, |) | File No. CSR-7907-P |
| Complainant |) | |
| v. |) | |
| Comcast Corporation, |) | |
| Defendant |) | |
| |) | |
| NFL Enterprises LLC, |) | File No. CSR-7876-P |
| Complainant |) | |
| v. |) | |
| Comcast Cable Communications, LLC |) | |
| Defendant |) | |
| |) | |
| TCR Sports Broadcasting Holding, L.L.P., |) | File No. CSR-8001-P |
| d/b/a Mid-Atlantic Sports Network, |) | |
| Complainant |) | |
| v. |) | |
| Comcast Corporation, |) | |
| Defendant |) | |

FILED/ACCEPTED
JAN - 2 2009
Federal Communications Commission
Office of the Secretary

To: The Commission

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SUPPLEMENT TO EMERGENCY MOTION FOR STAY

Comcast Corporation and Comcast Cable Communications, LLC (collectively “Comcast”), by their attorneys and pursuant to 47 C.F.R. §§ 1.43, 1.44(e), 1.102(b)(3), and 1.115(h)(2), hereby supplement Comcast’s December 30, 2008 Emergency Motion for Stay in the above-captioned docket, in which Comcast, on behalf of itself and the other cable defendants in this docket, moved the Commission to stay immediately any further action by the Media Bureau under paragraph 20 of its *Christmas Eve Order*.¹ As described in the Emergency Application for Review filed concurrently therewith, the Media Bureau had unlawfully sought to terminate the hearings in five of the above-captioned cases and wrest jurisdiction from the Chief Administrative Law Judge so that it may “proceed to resolve the above-captioned program carriage disputes.”² On December 31, 2008, the Media Bureau took the same action with respect to the sixth above-captioned case (NFL Enterprises LLC (“NFL”) v. Comcast).³ Accordingly, Comcast supplements its Emergency Motion for Stay to include the NFL case. The infirmities in the Media Bureau’s attempted seizure of the five other cases in this docket apply equally to the Media Bureau’s unlawful attempt to seize control of the NFL case. The Commission should promptly stay further action by the Media Bureau under both the *Christmas Eve Order* and the *New Year’s Eve Order* pending resolution of the Emergency Application for Review.⁴

¹ *Herring Broad., Inc. d/b/a WealthTV v. Time Warner Cable et al.*, MB Docket No. 08-214, *Memorandum Opinion and Order*, DA 08-2805 (MB rel. Dec. 24, 2008) (“*Christmas Eve Order*”).

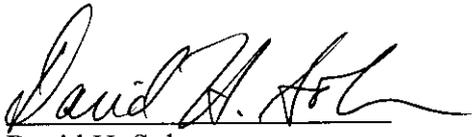
² *Id.* ¶ 20.

³ *Herring Broad., Inc. d/b/a WealthTV v. Time Warner Cable et al.*, MB Docket No. 08-214, *Memorandum Opinion and Order*, DA 08-2819 (MB rel. Dec. 31, 2008) (“*New Year’s Eve Order*”).

⁴ Comcast is concurrently supplementing its Emergency Application for Review.

Respectfully submitted,

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Date: January 2, 2009

CERTIFICATE OF SERVICE

I, Marc D. Knox, hereby certify that, on January 2, 2009, copies of the attached Supplement to Emergency Motion for Stay were served by United States Mail, first class postage prepaid, and email to the following:

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