

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FCC 09M-19
07763

In the Matter of)	MB Docket No. 08-214
)	
TCR Sports Broadcasting Holding, L.L.P.,)	File No. CSR-8001-P
d/b/a Mid-Atlantic Sports Network,)	
Complainant)	
v.)	
Comcast Corporation,)	
Defendant)	

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ORDER

Issued: February 25, 2009

Released: February 25, 2009

On February 25, 2009, MASN filed Expedited Motion to Compel Production of Documents. A document request of MASN for resolution are Affiliate Agreements for sports programming entered into by Comcast with other program providers. MASN asserts that Comcast has balked as to those Agreements which contain non-disclosure provisions requiring consent of the parties. Production has been made of several of those Agreements that were not conditioned on consent, and also some Agreements for which consent was obtained.

Now there are detailed Protective Orders prepared by the parties that have been signed by the Presiding Judge. Affiliate Agreements sought by MASN are relevant to the issues for trial. Cf. *Adelphia, Order On Review*, 21 FCC Rcd 8203 (2006). There appears to be no justification for Comcast to hold back on production, except non-disclosure agreements that are not relevant or related to this case. In light of operative Protective Orders and the immediate need of MASN for relevant evidence to prepare for trial, unless there are other convincing arguments to be made by Comcast opposing production, prompt production of Affiliate Agreements must be made.

Ruling

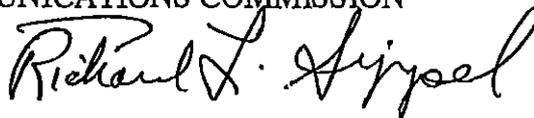
Accordingly, IT IS ORDERED that Comcast produce for MASN by 3p.m. February 26, 2009, the "Affiliate Agreements" of MASN's Second Request, to wit:

All affiliate agreements, contracts, and related documents for Comcast's Carriage of regional sports networks (both affiliated and unaffiliated) in the last ten years, including but not limited to documents sufficient to show the expiration dates of these agreements and contracts, the per-subscriber rates associated with these agreements and contracts, and the quantity of live sports programming telecast on each network for each year covered.

(Emphasis Added.)

IT IS FURTHER ORDERED that any Comcast opposition or request for other relief relating to this *Order*, must be filed by 11a.m. February 26, 2009.

FEDERAL COMMUNICATIONS COMMISSION¹

A handwritten signature in black ink that reads "Richard L. Sippel". The signature is written in a cursive, flowing style.

Richard L. Sippel
Chief Administrative Law Judge

¹ Courtesy copies provided to counsel by email on date of the *Order's* issuance.