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FCC Mail Room

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street S.W.
Washington, DC 20554

Re: MB Docket No. 09-143

Dear Secretary Dortch and the Honorable Commissioners:

This letter is written in response to your request for public comment on the MusicFIRST Petition for a declaratory ruling that the actions of certain radio broadcasters in opposition to the Performance Right Act (PRA) are contrary to the public interest and to consider actions including the "strengthening the license renewal process and shortening license terms" in connection therewith.

Friendly Broadcasting Company, KWJD TV is a California nonprofit religious corporation. The chartered purpose of Friendly Broadcasting Company is "to establish a Christian television ministry". It is our stated intent and purpose to preach, teach, educate and otherwise disseminate the gospel of Jesus Christ. In carrying out this purpose we are particularly concerned with any proposed governmental regulation which would directly or indirectly infringe on our rights to disseminate the gospel message without governmental censorship or approval of its content.

While the actions of the broadcasters in the PRA matter do not directly implicate a religious issue, it is easy to see how governmental action in response thereto could have profound implications on religious broadcasting in general and on our station in particular. Who is to judge whether our presentation on an issue of public concern, abortion, gay marriage, etc, from a Biblical perspective would be presented fairly so as to not be contrary to the public interest? We believe the government should not be involved in determining the fairness of the expression of opinions on any issue before the public or the Congress. The formulation of opinion as to the fairness or unfairness of any one issue is a conclusion and therefore is subjective. Different individuals, and even different Commissioners, will unavoidably have differing opinions as to the fairness of expressions of opinion on an issue. Fairness is in the mind of the beholder. This kind of subjective judgment is a severe and dangerous threat, not only to our First Amendment interest in freedom of speech, but also in the freedom to

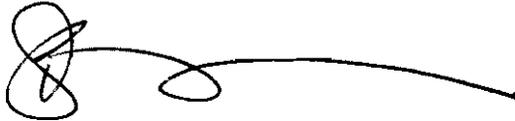
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practice our religion. The government should simply not be involved in this subjective process.

We strongly urge the Commission to determine that any further inquiry into the questions presented by MusicFIRST, or the adoption of regulations in response thereto would have a chilling effect on constitutionally protected First Amendment interests and that the Commission lacks the authority to grant the remedies sought by MusicFIRST.

We respectfully submit the above comments for your consideration.

Yours truly,

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke extending to the right.

Paula Cracium
Vice President, Friendly Broadcasting Co.

cc: Diana Sokolow