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Before the
Federal Communications Commission
Washington, D.C. 20554

FCC 10M-22

In the Matter of) MB Docket No. 10-204
)
THE TENNIS CHANNEL, INC.) File No. CSR-8285-P
)
v.)
)
COMCAST CABLE COMMUNICATIONS,)
LLC)
)
Complaint Alleging Program Carriage)
Discrimination)

08678

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ORDER

Issued: December 9, 2010

Released: December 9, 2010

In accordance with *Order* FCC 10M-20, released November 30, 2010, Tennis Channel and Comcast filed their respective prehearing conference memoranda. The parties have agreed to an expedited discovery and procedural schedule which are adopted and set below.

As stated in Comcast's filing, both counsel previously participated in three separate on-the record carriage disputes that were heard by the undersigned Presiding Judge. The Presiding Judge's staff and legal assistants are now well-versed in applicable law and expected evidentiary presentations of counsel. Thus, it would be an inefficient use of time to meet at a formal conference merely to review what already is known to all participants.¹ It would also be inappropriate under these circumstances to require New York counsel to commute for a conference when all are in full agreement on prehearing preparation.

Accordingly, IT IS ORDERED that Prehearing Conference set under *Order* FCC 10M-20 for December 14, 2010, IS CANCELLED.

IT IS FURTHER ORDERED that the following agreed procedural and hearing dates ARE ADOPTED and SET.

December 17, 2010

Document requests served; proposed protective order(s) submitted for entry.

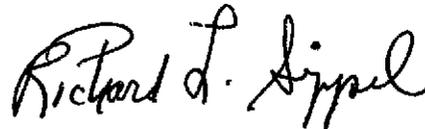
December 29, 2010

Responses and objections to document requests served.

¹ The Enforcement Bureau will participate in the hearing as representative of the Chief of the Enforcement Bureau on behalf of the public interest. The Enforcement Bureau is not expected to offer any evidence, but Bureau counsel will have opportunity to cross-examine each witness called to testify.

December 29, 2010	Document production begins; parties may serve fact deposition notices.
January 28, 2011	Document production ends.
February 18, 2011	Complainant's final expert reports filed.
February 25, 2011	Defendant's final expert reports filed; parties may serve expert deposition notices.
March 11, 2011	Deadline for completing depositions; discovery ends.
March 18, 2011	Trial Briefs not to exceed 25 pages shall be exchanged by 12:00 noon .
March 18, 2011	Hearing exhibits and written direct testimony shall be exchanged by 12:00 noon . ²
March 28, 2011	Document Admissions Session commences at 10:00 a.m.
March 29, 2011	Hearing commences at 9:30 a.m. ³

FEDERAL COMMUNICATIONS COMMISSION ⁴



Richard L. Sippel
Chief Administrative Law Judge

² Hearing exhibits and written direct testimony must be received by all parties and the Presiding Judge not later than this date. Exhibits are to be serially numbered and assembled in binders. The name of the party introducing the exhibits must be shown on each exhibit (*e.g.*, Tennis Channel Exh. 1). All pages within each exhibit must be consecutively numbered and internal numbering by hand is accepted. Tabbed dividers indicating exhibit numbers shall be used. If official notice of documents is requested, they must be assembled, identified by source, given an exhibit number, and exchanged on the date set. Index with descriptive title of each exhibit, number of pages in each exhibit, and identification of the sponsoring witness(es) of each exhibit shall be included.

³ Each party has the option of conducting a direct examination of each of its witnesses to address any factual issues raised for the first time in the opposing party's written direct testimony and to briefly summarize the witness's written direct testimony before being subject to cross-examination and redirect.

⁴ Courtesy copies of this *Order* are being sent on issuance *via* e-mail to each counsel of record.