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June 7, 2012

John M. Burgett
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VIA ECFS

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

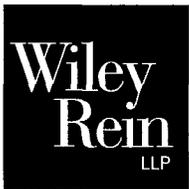
Re: *Ex Parte* Notification
CS Docket No. 98-120

Dear Ms. Dortch:

On June 6, 2012, Ted Bartley, CEO of NRJ TV LLC and NRJ TV II LLC (“NRJ”),¹ and the undersigned met, in separate meetings, with Matthew Berry, Chief of Staff to Commissioner Ajit Pai; Erin McGrath, Media Legal Advisor to Commissioner Robert McDowell; and Holly Saurer, Legal Advisor to Commissioner Jessica Rosenworcel, to discuss the importance of extending the rule requiring cable operators to make must-carry stations viewable to all cable television subscribers. During the meetings, NRJ expressed strong support for extending the current viewability rule for three years (as set forth in the Commission’s February 10, 2012, *Fourth Notice of Proposed Rulemaking and Declaratory Ruling* in the above-referenced docket) or until such time as the total number of analog cable households falls below five percent, whichever is sooner. NRJ also advised that any earlier sunset of the rule would deprive consumers of programming choices and unduly harm broadcasters dependent on must carry, particularly those that serve niche and underserved audiences.

NRJ also discussed how an equipment-based approach raises multiple barriers for consumers, including the cost of boxes, education around the need for boxes, ordering boxes and installation/setup. In view of these barriers, NRJ argued that a six month extension of the viewability rule is a woefully insufficient amount of time for consumers to prepare themselves for the loss of the must-carry stations that they currently enjoy.

¹ NRJ TV, through its subsidiaries, is the licensee of full-power television stations KCNS(TV), San Francisco, CA; WMFP(TV), Lawrence, MA; WSAH(TV), Bridgeport, CT; and WTVE(TV), Reading, PA. In addition, subsidiaries of NRJ TV are the proposed assignees of KSCI(TV), Long Beach, CA; KIKU(TV), Honolulu, HI; and Class A station W50DZ-D, Trenton, NJ.



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This letter is being provided to your office in accordance with Section 1.1206 of the Commission's rules. A copy of this letter has been delivered by e-mail to the parties listed below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John M. Burgett".

John M. Burgett

cc: Matthew Berry
Erin McGrath
Holly Saurer