



May 9, 2014

*Via Electronic Filing*

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC20554

**Re: MB Docket No. 12-106**  
**GN Docket No. 13-86**  
**MB 13-249**  
***Ex Parte Notice***

Dear Ms. Dortch:

Pursuant to Section 1.1200, *et seq.*, of the Commission's Rules, National Public Radio, Inc. ("NPR") hereby notifies the Commission of the following *ex parte* presentation in the above-referenced proceedings.

On Wednesday, May 7, 2014, Patricia Diaz Dennis, Member of NPR's Board of Directors, Michael Riksen, NPR Vice President for Policy and Representation, and the undersigned met with Commissioner Clyburn, Adonis Hoffman, Chief of Staff and Senior Legal Advisor – Media for Commissioner Clyburn, and Stefanie Frank, Law Clerk to Commissioner Clyburn. The parties discussed the Commission's Public Notice with respect to adopting an "egregious cases" indecency enforcement policy, the Commission's Notice of Proposed Rulemaking with respect to a proposed relaxation of the rule limiting third-party fundraising by noncommercial educational (NCE) broadcast stations, and the Commission's Notice of Proposed Rulemaking with respect to revitalizing the AM Broadcast Radio Service.

In discussing the first matter, NPR expressed its support for a more restrained Commission enforcement policy so as to address the uncertainty faced by public radio stations and other program producers who report on matters of public concern and often feature live news and other programming. NPR also noted that the Commission's "fleeting utterance" approach has led to unnecessary and protracted delays in the processing of station license applications. NPR expressed its support for the indecency standard the Commission adopted in its Pacifica decision in 1987, especially in its endorsement of a more deferential standard for news and information programming.

With respect to the second matter, NPR reiterated its position that the current waiver system has worked well for NCE radio stations and that the Commission's proposal to allow NCE stations to interrupt programming to fundraise for third parties raised serious operational, fundraising, and other concerns.

Finally, the parties discussed NPR's support for the Commission's proposals to revitalize the AM Broadcast Radio Service, including by opening an FM translator station filing window for AM

station licensees. As it had in its comments in the proceeding, NPR urged the opening of a simultaneous FM translator station filing window for NCE stations seeking reserved FM band spectrum.

Please direct any questions you may have to the undersigned at 202-513-2050.

Sincerely,

*Gregory A. Lewis /s/*

Gregory A. Lewis  
Acting General Counsel and  
Acting Vice President, Legal & Business Affairs

cc: Commissioner Clyburn  
Mr. Adonis Hoffman  
Ms. Stefanie Frank