

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

In the Matter of	)	
	)	
Game Show Network, LLC,	)	MB Docket No. 12-122
Complainant,	)	File No. CSR-8529-P
	)	
v.	)	
	)	
Cablevision Systems Corp.,	)	
Defendant	)	

**PARTIES’ JOINT STATUS REPORT AND APPLICATION**

Pursuant to the order of the Chief Administrative Law Judge dated April 17, 2014, Game Show Network, LLC (“GSN”) and Cablevision Systems Corp. (“Cablevision”) (collectively, the “parties”) submit the following joint status report and application in the above-captioned action.

**A. Background**

On April 17, 2014, the Presiding Judge issued an order concerning additional discovery sought by GSN that was informed by the D.C. Circuit panel’s decision in *Comcast Cable Communications v. FCC*.<sup>1</sup> The Presiding Judge ordered that each party may proceed with discovery beginning on May 1, 2014. Further, the Presiding Judge ordered that the parties “shall identify each testifying and non-testifying expert retained or employed to assist or testify on or before June 2, 2014,” and that the parties should also submit a deposition schedule of testifying witnesses to the Presiding Judge by that date.

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<sup>1</sup> *Comcast Cable Commc’ns, LLC v. FCC*, 717 F.3d 982, 985-87 (D.C. Cir. 2013).

**B. Status Report of the Parties**

In accordance with the April 17 Order, the parties on May 1, 2014 each served new document requests and interrogatories. The parties have agreed that written responses and objections to the document requests and interrogatories will be exchanged no later than June 6, 2014.

As to the identification of expert and other testifying witnesses, however, the parties each believe that they are not yet able at this stage to identify any expert or fact witness that will be testifying as to any new issues informed by the *Comcast* decision until discovery proceeds further. GSN would first like to receive and analyze interrogatory responses and supplemental documents from Cablevision in order to determine who its supplemental witnesses will be. Cablevision, as the defendant, would also prefer to analyze discovery and first understand who GSN would intend to call before identifying responsive expert or fact witnesses.

**C. Application of the Parties**

For these reasons, in lieu of providing a list of witnesses and a deposition schedule, the parties hereby request that they be permitted to (i) continue to proceed with discovery, (ii) meet and confer regarding a schedule for the disclosure of testifying expert or fact witnesses, any new or supplemental expert reports and a timely deposition schedule, and (iii) report to the Presiding Judge on the status of these activities on June 13, 2014.

Respectfully submitted:

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Dated: June 2, 2014

## CERTIFICATE OF SERVICE

I, Gary R. Carney, hereby certify that on June 2, 2014, copies of the foregoing were served by electronic mail upon:

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