

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

**FCC 14M-17  
10029**

In the Matter of	)	MB Docket No. 12-122
	)	
<b>Game Show Network, LLC,</b>	)	File No. CSR-8529-P
Complainant,	)	
	)	
v.	)	
	)	
<b>Cablevision Systems Corp.,</b>	)	
Defendant	)	
	)	
Program Carriage Complaint	)	

**ORDER**

**Issued: June 9, 2014**

**Released: June 9, 2014**

Game Show Network, LLC (“GSN”) and Cablevision Systems Corp. (“Cablevision”) filed Parties’ Joint Status Report and Application (“Report”) on June 2, 2014, pursuant to *Order*, 14M-13.<sup>1</sup> The *Order* asked the parties to identify, on or before June 2, each testifying and non-testifying expert employed to assist or testify at trial, as well as submit a deposition schedule of testifying witnesses. GSN and Cablevision report that they need more time to accomplish these tasks. The Report was timely filed.

The parties advise that until discovery proceeds further, they are not able to identify any expert or fact witnesses who will testify on any new issues that were identified in the D.C. Circuit’s decision in *Comcast Cable Communications v. FCC*.<sup>2</sup> In their respective positions, GSN would analyze Cablevision’s discovery responses before determining its supplemental witnesses. Cablevision would wait to learn what witnesses GSN plans to call before GSN identifies responsive expert or fact witnesses.

Therefore, in lieu of providing the Presiding Judge with a list of witnesses and a deposition schedule, the parties request that they be allowed 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.

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<sup>1</sup> *Order*, 14M-13 at 2.

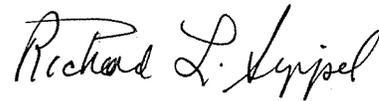
<sup>2</sup> *Comcast Cable Commc’ns, LLC v. FCC*, 717 F.3d 982 (D.C. Cir. 2013).

The parties' request is reasonable and thus granted. The Presiding Judge is satisfied with the pace of discovery given the nature of the case. The parties will be afforded sufficient opportunity to analyze the responses to their discovery requests before making important decisions on witnesses.

The parties should confer on schedules for the disclosure of testifying expert or fact witnesses, any new or supplemental expert reports, and deposition schedules. The parties shall report to the Presiding Judge on the status of these activities in the spirit of this *Order* on or before close of business on June 13, 2014.

**SO ORDERED.**

FEDERAL COMMUNICATIONS COMMISSION<sup>3</sup>



Richard L. Sippel  
Chief Administrative Law Judge

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<sup>3</sup> Courtesy copies sent to counsel *via* e-mail on date of issuance.