

James Miller

From: James Miller
Sent: 2009年2月4日水曜日 16:54
To: DTV-Pacific
Subject: DMA Coordinators: What are your Stations Going to Do?

Maureen and Roger had discussed sending out an email to DMA coordinators to prepare a list of what stations: intend to delay until the new date; intend to still go on 2/17; and which have already transitioned. I hadn't seen an email to that effect but was curious what other DMA Coordinators markets were looking like. Does everyone have this info available? I'm waiting for station that is waiting for word from their Corporate office.

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http://www.broadcastingcable.com/article/173613-Congress_Changes_DTV_Hard_Date_to_June_12.php

Warm regards,

--
James Miller, Attorney Advisor
FCC Office of Engineering and Technology
Private and Confidential Attorney Work Product
*** Non-Public: For Internal Use Only ***

James Miller

From: James Miller
Sent: 2009年2月4日水曜日 16:19
To: Jennifer Flynn
Subject: RE: Vote passed on the delay

I think they're changing the name of the holiday in another separate bill... :)

> -----Original Message-----

> From: Jennifer Flynn
> Sent: Wednesday, February 04, 2009 4:16 PM
> To: James Miller
> Subject: RE: Vote passed on the delay
>
> Thank you. So Independence Day might really be...
>
>
> Jennifer A. Flynn
>
> DMA Coordinator, Las Vegas
>
> Federal Communications Commission
>
> Mobile 202.503.0774
>
> Office 202.418.0612
>
> Jennifer.Flynn@fcc.gov
>
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> dtv logo, 221x91, gif format, transparent background
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James Miller

From: James Miller
Sent: 2009年2月5日 木曜日 16:48
To: DTV-Pacific
Cc: Roger Goldblatt; Maureen McLaughlin
Subject: RE: DMA Coordinators: What are your Stations Going to Do?
Attachments: Pacific Region Station Transition Schedule-2_5_PM-2.xls

Maureen and Roger asked me to send out mail and ask all DMA Coordinators to enter what you know by COB today. Many stations are coordinating regionally so we'll probably have a waterfall as stations confirm their plans--after digesting the public notice.

Please make sure you populate a section of the spreadsheet with Your name, DMA Name, DMA #, Station Call Sign/Affiliate, Elected Transition Date. If you have notes please try to put them to side in the last (sixth) column rather than putting them below (Makes it easier to cut and paste entries..).

Again, specifics are better but if you have a "gist" please enter what's available.

From: James Miller
Sent: Thursday, February 05, 2009 11:06 AM
To: DTV-Pacific
Cc: Roger Goldblatt; Maureen McLaughlin
Subject: RE: DMA Coordinators: What are your Stations Going to Do?

This is our snapshot as of 11am of Chico, Fresno, Bend, Medford, Portland, Las Vegas, Spokane, Salt Lake, Fairbanks and Juneau, and Bay Area. If you haven't chimed in feel free to send me mail with your DMA # and whatever info you have available. Also please feel free to update and correct the list with your DMA numbers, station info etc. Again nothing overly formal but everyone's grasping for a view of what the stations are thinking.

From: James Miller
Sent: Wednesday, February 04, 2009 7:00 PM
To: Michael C. Smith; DTV-Pacific
Cc: Roger Goldblatt; Maureen McLaughlin
Subject: RE: DMA Coordinators: What are your Stations Going to Do?

Thanks Mike.

I spoke to Roger (yes he does exist!!) and I think they will want this whenever available and at the whatever level of specificity we can offer.

If DMA coordinators send me info about their regions I'll enter it into the spreadsheet--feel free to update the excel and send it to me if you have the stations handy. Please update Mike's version if you do though. Another note if you have the date that stations have already transitioned please enter the specific date (if available). We can continue to update it so not a COB deadline I think.

From: Michael C. Smith
Sent: Wednesday, February 04, 2009 6:24 PM
To: James Miller; DTV-Pacific
Cc: Roger Goldblatt; Maureen McLaughlin

6

Subject: RE: DMA Coordinators: What are your Stations Going to Do?

Jim,

I think your spreadsheet is a good way to gain an overall picture of the transition on February 17th. I have added my DMA info and attached the spreadsheet. Let me know if you need anything else.

Michael C. Smith

DTV Coordinator for Bend, Medford, Klamath Falls, OR
 Federal Communications Commission
 445 12th Street SW, Washington, DC 20554
MichaelC.Smith@fcc.gov
 (202) 418-0584 (office)
 (202) 503-0900 (blackberry)

From: James Miller

Sent: Wednesday, February 04, 2009 5:31 PM

To: Anderson Bennett; Jennifer Flynn; DTV-Pacific

Cc: Maureen McLaughlin; Roger Goldblatt

Subject: RE: DMA Coordinators: What are your Stations Going to Do?

Sorry the attachment didn't take..

From: James Miller

Sent: Wednesday, February 04, 2009 5:30 PM

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Cc: Maureen McLaughlin; Roger Goldblatt

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From: James Miller

Sent: Wednesday, February 04, 2009 5:04 PM

To: Jennifer Flynn; DTV-Pacific

Subject: RE: DMA Coordinators: What are your Stations Going to Do?

Can we start adding station names and status?

Las Vegas, xxxx TBD

Chico-Redding, KRCR (TBD)

[James Miller] Fresno-Visalia, {ABC} (2/17), {NBC} (2/17), {CBS}, (2/17), {FOX} (2/17)

[James Miller]

From: Jennifer Flynn

Sent: Wednesday, February 04, 2009 4:56 PM

To: James Miller; DTV-Pacific

Subject: RE: DMA Coordinators: What are your Stations Going to Do?

My state broadcasters get together and decide, even if the decision isn't uniform. Waiting to hear.

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 Mobile 202.503.0774

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James Miller

From: James Miller
Sent: 2009年2月4日水曜日 16:43
To: Mark Uretsky
Subject: RE: Interesting collection akin to the work you mentioned..

We'll see tonight.. I don't want to stay super late but I have to get ready for next week...

House DTV Delay bill passed.. whoOPPPDISDDOOOooooo.....

From: Mark Uretsky
Sent: Wednesday, February 04, 2009 4:42 PM
To: James Miller
Subject: RE: Interesting collection akin to the work you mentioned..

Cool. I am very interested in your reaction to the Monkey's Paw and Gooseberries

From: James Miller
Sent: Wednesday, February 04, 2009 3:24 PM
To: Mark Uretsky
Subject: Interesting collection akin to the work you mentioned..

<http://gaslight.mtroval.ca/gaslight/>

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James Miller, Attorney Advisor
FCC Office of Engineering and Technology
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15

James Miller

From: James Miller
Sent: 2009年2月4日水曜日 17:16
To: 'ayumimiller@gmail.com'
Subject: DTV Bill Passed

The bill delaying the DTV transition passed. This means the DTV stuff will be going on until June 12...

Warm regards,

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James Miller, Attorney Advisor
FCC Office of Engineering and Technology
Private and Confidential Attorney Work Product
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2009/03/03

16

Tracy Waldon

From: Dan Rumelt
Sent: Thursday, January 22, 2009 11:02 AM
To: DTV-WestCentral
Subject: STORY ON TRANSITION DATE PUSH-BACK

FYI. *Business Week* story about push-back on legislation to extend transition date.

Dan

Dan Rumelt

Federal Communications Commission

Consumer & Governmental Affairs Bureau

Washington, DC 20554

202-418-7512

Digital TV: Delayed Transition?

President Obama's request to postpone the transition to digital TV has broadcasters groaning and first responders worried

By Cliff Edwards

With just weeks to go before broadcasters are scheduled to replace analog television transmissions with digital programming, businesses and emergency response agencies are suffering from a bad dose of reality TV. They're facing millions of dollars in losses if Congress agrees to a request from the Obama Administration to hastily pass a law delaying the Feb. 17 transition.

First responders say they've invested hundreds of millions purchasing two-way radios and installing other wireless communications that will operate on the freed spectrum in big cities. Many are now awaiting that spectrum so they can use the new equipment. They argue that if a natural disaster or other emergency occurs before the transition, the delay could cost lives.

"We're sympathetic to the concerns, but what about all the people who've done what they're supposed to do?" says Richard Mirgon, the incoming president of the Association of Public-Safety Communications Officials. "Public safety needs that spectrum so it can provide critical services in densely populated areas."

In a Jan. 9 letter to President Obama, four leading public safety organizations, including law enforcement, fire, and

emergency medical personnel, asked that any delay include exemptions that would give them the spectrum by the original February deadline. The public safety plea for an exemption may be hard to meet. Many stations in the markets that are making the digital TV transition must switch on digital and free up the analog spectrum at the same time.

Bill Would Extend Converter Box Program

The House and Senate this week were expected to take up committee bills that would delay the transition nearly four months, until June 12. Nearly 8 million households, mostly low-income and elderly, could lose their programming if the current deadline holds. Lawmakers say a delay will give them extra time to refill the coffers for a federal coupon program that heavily subsidizes the cost of special TV-signal converter boxes.

No one wants to be blamed for consumer ire if the transition goes badly. The switch was originally scheduled in mid-February to avoid riling sports fans who will be tuning into the Super Bowl. But emergency response providers and wireless companies argue they should get the spectrum as promised. The government raised roughly \$19 billion by auctioning the analog spectrum off to AT&T Wireless (T), Verizon Communications (VZ), and other companies. It also set aside a 700 Mhz block to modernize emergency services.

Critics say a delay will make many suffer for a relatively few tardy consumers who aren't prepared for the transition. Consumers with old televisions can use converter boxes to turn the new digital signals into analog ones that their televisions can display. Households were able to request two coupons each, and snapped up more than they needed. The Federal Communications Commission estimates about 13 million coupons have not been redeemed, but the government cannot distribute more until they expire 90 days from the time they were mailed out.

President Obama has requested an additional \$650 million worth of coupons be allocated as part of his federal bailout plan. Even with more money, federal regulators say they expect about 4% of U.S. households will ignore warnings about the switch until it's too late.

Broadcasters Are Eager to Ditch Analog

Broadcasters are bracing for the worst. The industry, which is suffering from a sharp decline in television advertising, has invested more than \$5 billion over the past decade to purchase new digital TV equipment.

Nearly 93% of the 1,760 so-called full-power stations already are broadcasting digital TV but would be forced to continue sending analog signals. They've been looking forward to relinquishing expensive leases on analog transmission towers in February.

An extension of the deadline also would force some stations to pay up to \$20,000 a month in extra utility bills, a broadcast industry executive says. "It will cost broadcasters money because they have contracts and have already made preparations," says Andrew Setos, president of engineering for Twentieth Century Fox.

With Kenji Hall in Las Vegas.
Edwards is a correspondent in *BusinessWeek's* San Francisco bureau.

Tracy Waldon

From: Katrina Kleinwachter
Sent: Friday, January 23, 2009 11:48 AM
To: DTV-WestCentral
Subject: DTV Delay - compromise bill in Senate

FYI, someone in another region just passed this on to me:

**For Immediate Release
January 23rd, 2009**

STATEMENT BY SENATOR HUTCHISON ON SHIFT OF DTV TRANSITION DATE

WASHINGTON, D.C. – Senator Kay Bailey Hutchison (R-Texas), Ranking Member of the Senate Commerce, Science, and Transportation Committee, today released the following statement on legislation to shift the nation’s digital television transition from February 17, 2009 to June 12, 2009.

“I had serious concerns about shifting the digital television transition without a sound plan to inform consumers or address the converter box coupon shortage,” **said Senator Hutchison**. “I am pleased that Chairman Rockefeller worked with me to address many of the concerns with the early proposals. These changes will help consumers whose coupons have expired, and allow TV stations that are prepared, and ready, to move forward without the requirement of simulcasting. Senator Rockefeller’s personal commitment to me to not seek another delay provides needed certainty to bring this transition to a conclusion. Significant challenges remain, however, and I will continue working with my colleagues in Congress to ensure a smooth transition to digital television for all Americans.”

Key provisions of the compromise bill include the following:

- In order to better educate consumers about the transition, and to provide consumers with ample opportunity to utilize the converter-box coupon program, the digital transition will shift from February 17, 2009 to June 12, 2009.
- Over-the-air broadcast television stations may voluntarily switch from analog to digital service before June 12, 2009. Stations that are fully prepared for the switch can make the transition early through a Federal Communications Commission process. In addition to the several markets that already have made the transition, many additional markets are expected to be prepared to make the transition prior to June 12, 2009 – this bill will permit these stations to transition early and bring consumers the advantages of digital service as quickly as possible.

- In the event a broadcast station switches early to digital service, public safety services may start using the vacated spectrum.
- Consumers with expired coupons may apply for new replacement coupons. This provides relief to consumers who, because of natural disasters, retail or mail issues, were unable to redeem their coupons.

#

http://commerce.senate.gov/public/index.cfm?FuseAction=PressReleases.Detail&PressRelease_id=0c0d9b05-3096-46c1-88ae-36fe1b30ff60&Month=1&Year=2009

Tracy Waldon

From: Judith Herman
Sent: Friday, January 23, 2009 3:09 PM
To: Tracy Waldon
Subject: DTV deadline to be extended

Eloise is telling people that it is now a pretty sure thing - Congress will extend the deadline to June 12. I don't have any details.

*** Non-Public: For Internal Use Only ***

Tracy Waldon

From: Karen Wheeless
Sent: Friday, January 23, 2009 3:10 PM
To: Michelle Carey; Heather Dixon; Chris Robbins; Anne Levine; Kristi Thompson; Richard Smith; Helen Chang; Patricia Chew; Karen Johnson; Diane Mason; Debbie Byrd; Margaret Dailey; Tracy Waldon; Charles Engle; Sandy Haase; Katherine Power; Elezsa Waters; Toni McGowan; Michelle Scott; James Ham; Jerry Liebes
Cc: Wanda Sims; Arnett Rogiers; Mindy Ginsburg; Monica Desai; Cathy Seidel; Walter Boswell; Todd Griffin
Subject: The Latest on DTV Deadline Delay - from Public News Reports

The latest from public news reporting (as of 1:30 this afternoon):

Senate appears to be near a deal on a DTV deadline delay bill - will not actually vote it until next week

House Republicans have introduced bill to counter the House Democrats bill to delay DTV deadline.

If I was advising vendor and they needed to move out - I would tell them situation still in flux but based on public news reporting it does not appear there will be any vote today - perhaps, but no guarantee - the situation will be resolved by next Friday (1/30/09)????

I personally would encourage vendors to move ahead sensibly recognizing that the deadline could change - but it does not appear the deadline will change today (1/23/09).

Big sigh !!! - Life would be so much easier if issues could just get settled and stay that way. Thankfully you are all masters at complexity and flexibility.

Karen

Karen.Wheelless@fcc.gov
202-418-2910
Room 1-B115

*** Non-Public: For Internal Use Only ***

Tracy Waldon

From: Lauren Kravetz
Sent: Tuesday, January 27, 2009 3:45 PM
To: DTV-WestCentral
Subject: Congressional Contacts

First, thank you so much for suffering through yesterday's reporting exercise. Everything submitted was part of a package that went up to OACC (Office of Acting Chairman Copps? I just made that up.) and our new "BFFs" - the White House transition folks. We were able to provide information on 28 of our DMAs.

Second, the up-to-the-minute is that the House has set aside time tonight for debate on the DTV bill, and a vote is planned for tomorrow.

One of the things that is already working better around here is that we are trying to be more systematic about the Congressional contacts we are making in the field. **If you have made contact with Congressional Offices in your DMA (House or Senate), would you please over the next day or so send me an email with the following information:**

Which DMA?

Which Congressman or Senator?

Office contact?

Nature of contact?

Did they attend any of our events?

Going forward, we have been asked to contact Congressional offices and notify them of our plans in the area, especially for large-scale events. (Missouri folks, I have passed on the information regarding Missouri DTV Week). If you need assistance finding the right contact in a particular office, just let me know. We have people here who know these things, but I suspect that you could call the district office and just ask who's covering DTV.

Thanks!

Lauren

Tracy Waldon

From: Lauren Kravetz
Sent: Tuesday, January 27, 2009 4:42 PM
To: DTV-WestCentral
Subject: Analog Reduction/Termination Status
Attachments: Attachment D - Reduction-Termination List - January 2009 with DMA.xls; Stations Terminating on February 17 2009 with DMA.xls

Attached are the most current Media Bureau lists of which stations plan to reduce or terminate analog service before 2/17 and which have notified us that they plan to terminate on 2/17 regardless.

I think it's fair to say that, if the delay passes, a couple things should happen. First, experience tells me (and so do folks in MB) that we would release a PN letting stations know what, if anything, they are required to do to communicate their plans to us. Second, DMA Coordinators should be in contact with their local broadcasters to find out informally what each of them is planning to do. **Be prepared to communicate this information within one week of a delay being passed.**

I'm trying to get clarification on what sort of notification stations will need to give us regarding their plans if/when the delay is passed, just so you will know the answer - not because you will be expected to communicate that to the stations.

Tracy Waldon

From: Lauren Kravetz
Sent: Tuesday, January 27, 2009 6:19 PM
To: DTV-WestCentral
Subject: No Action in House Yet on DTV Bill

Importance: High

Here's the latest from our legislative folks at HQ: Things are running a bit behind schedule on the House floor, so it looks like they will not reach the 40 minutes of debate until later this evening. The House bill has a couple differences from the Senate bill, which will require the Senate to vote again. (Repeat mantra: February 17 is the date until it's not.)

Tracy Waldon

From: Karen Wheelless
Sent: Wednesday, January 28, 2009 1:01 PM
To: Michelle Carey; Heather Dixon; Chris Robbins; Anne Levine; Kristi Thompson; Richard Smith; Helen Chang; Patricia Chew; Karen Johnson; Diane Mason; Debbie Byrd; Margaret Dailey; Tracy Waldon; Charles Engle; Sandy Haase; Katherine Power; Toni McGowan; Michelle Scott; James Ham; Jerry Liebes; Elezsa Waters
Cc: Wanda Sims; Arnett Rogiers; Todd Griffin
Subject: House Did Not Approve DTV Delay - RE: AGENDA for Tomorrow's (1/29/09) Meeting

As of right now OLA is reporting that in the House the DTV delay "Vote failed on a final tally of 258 - 168."

This doesn't mean the delay proposals are over - but they won't pass today.

We'll discuss more at the meeting tomorrow.

Karen

From: Karen Wheelless
Sent: Wed 1/28/2009 11:08 AM
To: Michelle Carey; Heather Dixon; Chris Robbins; Anne Levine; Kristi Thompson; Richard Smith; Helen Chang; Patricia Chew; Karen Johnson; Diane Mason; Debbie Byrd; Margaret Dailey; Tracy Waldon; Charles Engle; Sandy Haase; Katherine Power; Toni McGowan; Michelle Scott; James Ham; Jerry Liebes; Elezsa Waters
Cc: Wanda Sims; Arnett Rogiers; Todd Griffin
Subject: AGENDA for Tomorrow's (1/29/09) Meeting

Thanks to everyone for their quick reviews and helpful comments yesterday. I've attached what went up to the Chairman's office last night. My understanding is this material has now been shared with the Commissioners and with the Consumer Outreach Team (part of the new organizational structure).

Please remember that we may have representatives from the 8th floor at our meeting tomorrow - and, if so, they are very likely to want detail, detail, detail on what your vendors are doing and where they're call centers are located.

See you tomorrow - or if you can't attend, please call in.

AGENDA
1/29/09

- 1) Status update - DTV deadline, implications for contracts
- 2) Common issues - safety/liability of those doing in-home installs: does the FCC have obligations/roles
- 3) Vendor by vendor report

Call in info:
The number to call is 888-644-9719

The password to get you into our meeting call is: 7241468#

Karen
Karen.Wheeless@fcc.gov
202-418-2910

3/2/2009

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Room 1-B115

*** Non-Public: For Internal Use Only ***

Tracy Waldon

From: Lauren Kravetz
Sent: Wednesday, January 28, 2009 1:12 PM
To: DTV-WestCentral
Subject: House vote just failed.

Just heard from a friend who reports for Congressional Quarterly that the vote in the House failed. They tried to do a quick vote, but didn't get the required 2/3. No word on whether the bill will make it to the House floor some other way.

(Repeat mantra . . .)

Tracy Waldon

From: Jerry Liebes
Sent: Wednesday, January 28, 2009 1:24 PM
To: Joan Klaski; Lynne Blinkenberg; Molly Phillips; Susan Rogers; Toni Ward
Cc: Charles Engle; Chris Robbins; Debbie Byrd; Karen Johnson; Kristi Thompson; Tracy Waldon
Subject: Update on vote to delay DTV switch

This just in from Washingtonpost.com:

Wednesday, January 28, 2009
DEVELOPING

▼ House Defeats Bill to Delay Switch to Digital TV

Republicans succeeded in scuttling a bill to delay the transition, which is scheduled for Feb. 17, less than two days after the Senate unanimously passed the plan.

Associated Press | 1:15 p.m. ET

Our Office of Legislative Affairs reported the "vote failed on a final tally of 258 - 168." While this means there is no delay at this time, this does not mean there won't be future proposals brought to a vote. I will keep you posted.

jerry liebes | chief learning officer | federal communications commission | 445 12th St. SW | Room 1-A150 | Washington, D.C. 20554 | jerry.liebes@fcc.gov | phone: 202.418.1582 | fax: 202.418.2840

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Tracy Waldon

From: Lauren Kravetz
Sent: Wednesday, January 28, 2009 1:24 PM
To: DTV-WestCentral; 'Dan Foley'
Subject: FW: House vote just failed.

The Reuters report is erroneous. Transition date remains February 17th. They needed more than 285 to pass by this procedure, and they got only 258.

From: Andrew Nelson
Sent: Wednesday, January 28, 2009 1:23 PM
To: Lauren Kravetz
Subject: RE: House vote just failed.

Or did it pass?

<http://www.reuters.com/article/newsOne/idUSTRE50R5RK20090128>

Andrew Nelson
FCC, Enforcement Bureau
(816) 316-1247

*** Non-Public: For Internal Use Only ***

From: Lauren Kravetz
Sent: Wednesday, January 28, 2009 12:12 PM
To: DTV-WestCentral
Subject: House vote just failed.

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(Repeat mantra . . .)

Tracy Waldon

From: Irene Bleiweiss
Sent: Wednesday, January 28, 2009 1:30 PM
To: Lauren Kravetz; DTV-WestCentral; 'Dan Foley'
Subject: RE: House vote just failed.

Oy! Is someone here contacting Reuter's asap? This is the sort of thing that will get picked up by other news organizations. Then policy folks will use it -- like the coupon wait list -- as an argument that there is confusion among consumers. Repeat mantra

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(Repeat mantra . . .)

Tracy Waldon

From: Lauren Kravetz
Sent: Wednesday, January 28, 2009 1:32 PM
To: Irene Bleiweiss; DTV-WestCentral
Subject: RE: House vote just failed.
Importance: High

Removing Dan Foley from Galesburg, IL from the email chain. Not sure how he got on there, but it must have been my error. PLEASE check before you respond on this chain that he is removed.

Yes, OLA knows and is dealing with it.

From: Irene Bleiweiss
Sent: Wednesday, January 28, 2009 1:30 PM
To: Lauren Kravetz; DTV-WestCentral; 'Dan Foley'
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Andrew Nelson
 FCC, Enforcement Bureau
 (816) 316-1247

*** Non-Public: For Internal Use Only ***

3/2/2009

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Tracy Waldon

From: Thomas Horan
Sent: Wednesday, January 28, 2009 5:00 PM
To: Tracy Waldon
Subject: FW: Recap: DTV Delay Bill

Tracy - not sure if this will be helpful in case you get asked about the bill when you meet with the broadcasters tomorrow . .

From: Lori Maarbjerg
Sent: Wednesday, January 28, 2009 4:57 PM
Subject: Recap: DTV Delay Bill

Here's a brief recap of today's events in a condensed format. Please forward to anyone else who may need it.

- After 40 minutes of debate on Tuesday evening, a roll call vote on the House version of S. 328 was postponed until today.
- The bill was brought to the floor under suspension of the rules which requires 2/3s of the House to approve the measure for it to pass (i.e. 285 votes)
- The final vote was 258-168, and the measure was not agreed to.
- The Majority can bring the measure back up under regular order by going to the Rules Committee to establish a rule for consideration, which could include floor amendments, but only requires a simple majority to pass (i.e. 218).
- While Chairman Waxman has not released an official statement on the next steps, at this point, I'm hearing that because they were able to garner over 250 votes in the affirmative, there is a possibility that they will take up the measure next week prior to the House Democratic Retreat on Thursday and Friday.
- If the House is successful in passing S. 328 next week, it still has to go back to the Senate because the language is different.
- On a side note, Reps. Barton and Stearns have proposed their bill (H.R. 661) as an alternative to a date delay. It would provide \$250 million for coupons in order to clear the backlog of coupon requests in the NTIA program.

Tracy Waldon

From: Tracy Waldon
Sent: Wednesday, January 28, 2009 5:35 PM
To: Thomas Horan
Subject: Re: Recap: DTV Delay Bill

Thanks. This will help on Friday's call. Much better than just referring to it as legislative shenanigans.

Sent from my BlackBerry

Tracy Charles Waldon
Chief Economist, Media Bureau
Federal Communications Commission
Room 3-C488
445 12th Street, SW
Washington, DC 20554
Office: (202) 418-0957
Mobile: (202) 503-0201
Fax: (202) 418-2376
E-mail: Tracy.Waldon@fcc.gov

----- Original Message -----

From: Thomas Horan
To: Tracy Waldon
Sent: Wed Jan 28 17:00:21 2009
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Tracy Waldon

From: Lauren Kravetz
Sent: Friday, January 30, 2009 9:57 AM
To: DTV-WestCentral
Subject: FW: White House Input on Delay Legislation

For what it's worth, current predications are that the House bill will hit the floor again on the 4th.

From: Patrick Webre
Sent: Friday, January 30, 2009 9:54 AM
To: DTV-Regional Sup
Subject: White House Input on Delay Legislation

FYI.

White House Urges DTV Delay Bill Passage

Millions Risk Being Left In Dark: Brundage

John Eggerton -- Multichannel News, 1/29/2009 8:16:00 PM MT

The White House issued a statement late Thursday calling on the House to move swiftly to pass the DTV date delay bill that just passed the Senate for a second time.

"Poor planning and inadequate funding of the DTV conversion means that millions of Americans risk being left in the dark on February 17th," said White House spokeswoman Amy Brundage in an e-mail statement.

"This bipartisan legislation which again passed unanimously in the Senate tonight appropriately acknowledges the needs of both the American consumer and the public safety community. We urge the House to move quickly to pass this bill, and we will work with Congress to improve the information and assistance available to Americans as the nation moves to digital television."

It was Barack Obama's transition team that first asked the House and Senate to move the DTV date, citing problems with the converter box coupon program and a general lack of DTV education funding. The House earlier this week defeated a Senate DTV date-change bill.

*** Non-Public: For Internal Use Only ***

Tracy Waldon

From: Lauren Kravetz
Sent: Wednesday, February 04, 2009 1:20 PM
To: DTV-WestCentral
Subject: Legislative Update

From my friend at Congressional Quarterly.

From: Megan Sowder-Staley [mailto:megan.sowder@gmail.com]
Sent: Wednesday, February 04, 2009 1:18 PM
To: Lauren Kravetz
Subject: FYI

The House is considering the Senate version of the DTV Delay Act today...should be a vote on it around 4pm or so. If it passes it would be cleared for the president.

Tracy Waldon

From: Paul Moon
Sent: Wednesday, February 04, 2009 1:22 PM
To: DTV-WestCentral
Subject: RE: Legislative Update

It is on C-SPAN 1 right now, started five minutes ago. (Praying for a miracle that Feb. 17 stands!)

From: Lauren Kravetz
Sent: Wednesday, February 04, 2009 1:20 PM
To: DTV-WestCentral
Subject: Legislative Update

From my friend at Congressional Quarterly.

From: Megan Sowder-Staley [mailto:megan.sowder@gmail.com]
Sent: Wednesday, February 04, 2009 1:18 PM
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Tracy Waldon

From: Lauren Kravetz
Sent: Wednesday, February 04, 2009 4:13 PM
To: DTV-WestCentral
Subject: Delay Bill Just Passed 261-158. Stay tune. (No pun intended.)

Tracy Waldon

From: Rebekah Bina
Sent: Wednesday, February 04, 2009 4:58 PM
To: DTV-WestCentral
Subject: FW: Its official, Congress delays DTV transition to June 12, 2009

see below link

Rebekah L. Bina
DTV Outreach Coordinator - St. Louis, MO
Office. 202-418-7931
BB. 202-903-7466



February 17, 2009

From: John Evanoff
Sent: Wednesday, February 04, 2009 4:56 PM
To: Paul Moon; Rebekah Bina
Subject: Its official, Congress delays DTV transition to June 12, 2009

http://biz.yahoo.com/ap/090204/tec_digital_tv_transition.html

Tracy Waldon

From: Rebekah Bina
Sent: Wednesday, February 04, 2009 5:11 PM
To: DTV-WestCentral
Subject: St. Louis reaction

Just in case anyone is curious about the reaction in STL in the last 25 min...

<http://www.ksdk.com/news/local/story.aspx?storyid=166589&catid=3#comments>

Rebekah L. Bina | DTV Outreach Coordinator - St. Louis, MO | Federal Communications Commission | 445 12th Street, S.W. Washington, D.C. 20554 | Office. 202-418-7931 | BB. 202-903-7466 | Rebekah.Bina@fcc.gov

Show Me Your DTV!



WWW.DTV2009.COM
314-518-5909
1-800-CALL-PCC
ST. LOUIS, MO

February 17, 2009

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Tracy Waldon

From: Lauren Kravetz
Sent: Wednesday, February 04, 2009 5:41 PM
To: DTV-WestCentral
Subject: FW: talking points -- DTV extension
Attachments: TP -- how FCC will use the DTV extension.doc; TPS delay 2-4-jpedit.doc; TP - public safety pw.doc

New talking points in light of the passage of the legislation. We'll dig up the statements of the Commissioners and send them on, too.

From: Mark Wigfield
Sent: Wednesday, February 04, 2009 5:38 PM
To: Cecilia Seppings; Lyle Elder; Patrick Webre; Keyla Hernandez-Ulloa; Lauren Kravetz; Roger Goldblatt; Jessica Przybyla
Cc: Cathy Seidel; Gary Epstein; Rudy Brioche; Rosemary Harold; Rick Chessen; Edie Herman
Subject: talking points -- DTV extension

Regional coordinators, please distribute these talking points regarding the DTV extension to your people in the field. They address what consumers should do, what the FCC will do with the time, and the public safety question. Statements from the Chairman and Commissioner McDowell are on the web site. If you have any questions, please call or e-mail. If I have neglected to send to anyone who needs them, please let me know.

Mark Wigfield
202-418-0253

How FCC will use the extension

- Improve our outreach program and send more FCC staff into communities to help consumers get ready for the transition
- Better prepare our call centers so that consumers can get a fast response with the information they need
- Help broadcasters provide the best possible signals over their service areas
- Help consumers identify and resolve reception issues, including problems with converter boxes and antennas
- Continue to improve coordination with other agencies, such as the NTIA (National Telecommunications and Information Administration), and with the private sector.

Talking Points on Extension

Despite the delay of the DTV transition to June 12, you should act now to make the transition. Here's why:

1. Even though the deadline has been pushed back, your local broadcasters may make the transition before then. So get ready now. Broadcasters must notify the public before shutting off their analog channels. Watch for announcements on the air or contact them directly.
2. Digital television is available now, so enjoy the benefits now by converting now. Benefits include more channels, better quality picture and sound, menu guides and more.
3. Run the "scan" function on your converter box or digital TV frequently to make sure you pick up any stations that change their broadcast channel, either when they make the transition early or after June 12.
4. Yes, there is a waiting list for converter box coupons. If your local broadcasters are converting soon, and you haven't applied for a coupon for your analog TV, make sure one TV is ready. To do this you may buy a box without a coupon, or subscribe to cable or satellite. Remember to apply for coupons to purchase boxes for your additional TVs.
5. Congress may provide more money for converter box coupons in the pending stimulus bill and end the waiting list.
6. By applying now, you'll have time to get coupons, install converter boxes, and check to see if your antenna works before June 12.
7. Analog is going away. So don't wait. Switch now!

Talking Point – Public Safety and DTV Delay

An important benefit of all-digital broadcasting is that it will free up parts of the valuable broadcast spectrum for more robust public safety communications. At this point, we do not believe there will be a significant impact on public safety as a result of the DTV transition deadline delay. Some of the spectrum is already being used by states and public safety organizations across the nation, and additional bands will be freed up as stations complete the DTV transition.

Tracy Waldon

From: Judith Herman
Sent: Wednesday, February 04, 2009 6:01 PM
To: Tracy Waldon
Subject: The DTV deadline has been extended

I assume you know this. I hope this doesn't mean you have to keep traveling until June!
Perhaps you would like to do so!

Tracy Waldon

From: Louis Sigalos
Sent: Thursday, February 05, 2009 10:26 AM
To: DTVendors
Subject: FW: talking points -- DTV extension
Attachments: TP -- how FCC will use the DTV extension.doc; TPS delay 2-4-jpedit.doc; TP - public safety pw.doc

All - Please use this version for vendors. Sorry for any confusion.

From: Jessica Przybyla
Sent: Thursday, February 05, 2009 9:36 AM
To: Louis Sigalos
Subject: FW: talking points -- DTV extension

From: Mark Wigfield
Sent: Wednesday, February 04, 2009 5:38 PM
To: Cecilia Seppings; Lyle Elder; Patrick Webre; Keyla Hernandez-Ulloa; Lauren Kravetz; Roger Goldblatt; Jessica Przybyla
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202-418-0253

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Tracy Waldon

From: Lauren Kravetz
Sent: Thursday, February 05, 2009 1:06 PM
To: DTV-WestCentral
Subject: S.352 as passed, for your reading pleasure

DTV Delay Act (Considered and Passed by Senate)

S 352 CPS

111th CONGRESS

1st Session

S. 352

To postpone the DTV transition date.

IN THE SENATE OF THE UNITED STATES

January 29, 2009

Mr. ROCKEFELLER (for himself, Mrs. HUTCHISON, Mr. KERRY, Ms. KLOBUCHAR, Mr. PRYOR, Mr. DORGAN, Mr. SCHUMER, Mr. KOHL, Mr. SANDERS, Mr. HARKIN, and Mr. CASEY) introduced the following bill; which was read twice, considered, read the third time, and passed

A BILL

To postpone the DTV transition date.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the 'DTV Delay Act'.

SEC. 2. POSTPONEMENT OF DTV TRANSITION DATE.

(a) In General- Section 3002(b) of the Digital Television Transition and Public Safety Act of 2005 (47 U.S.C. 309 note) is amended--

(1) by striking 'February 18, 2009;' in paragraph (1) and inserting 'June 13, 2009;'; and

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(2) by striking 'February 18, 2009,' in paragraph (2) and inserting 'that date'.

(b) Conforming Amendments-

(1) Section 3008(a)(1) of that Act (47 U.S.C. 309 note) is amended by striking 'February 17, 2009.' and inserting 'June 12, 2009.'.

(2) Section 309(j)(14)(A) of the Communications Act of 1934 (47 U.S.C. 309(j)(14)(A)) is amended by striking 'February 17, 2009.' and inserting 'June 12, 2009.'.

(3) Section 337(e)(1) of the Communications Act of 1934 (47 U.S.C. 337(e)(1)) is amended by striking 'February 17, 2009.' and inserting 'June 12, 2009.'.

(c) License Terms-

(1) EXTENSION- The Federal Communications Commission shall extend the terms of the licenses for the recovered spectrum, including the license period and construction requirements associated with those licenses, for a 116-day period.

(2) DEFINITION- In this subsection, the term 'recovered spectrum' means--

(A) the recovered analog spectrum, as such term is defined in section 309(j)(15)(C)(vi) of the Communications Act of 1934; and

(B) the spectrum excluded from the definition of recovered analog spectrum by subclauses (I) and (II) of such section.

SEC. 3. MODIFICATION OF DIGITAL-TO-ANALOG CONVERTER BOX PROGRAM.

(a) Extension of Coupon Program- Section 3005(c)(1)(A) of the Digital Television Transition and Public Safety Act of 2005 (47 U.S.C. 309 note) is amended by striking 'March 31, 2009,' and inserting 'July 31, 2009,'.

(b) Treatment of Expired Coupons- Section 3005(c)(1) of the Digital Television Transition and Public Safety Act of 2005 (47 U.S.C. 309 note) is amended by adding at the end the following:

(D) EXPIRED COUPONS- The Assistant Secretary may issue to a household, upon request by the household, one replacement coupon for each coupon that was issued to such household and that expired without being redeemed.'.

(c) Conforming Amendment- Section 3005(c)(1)(A) of the Digital Television Transition and Public Safety Act of 2005 (47 U.S.C. 309 note) is amended by striking 'receives, via the United States Postal Service,' and inserting 'redeems'.

(d) Condition of Modifications- The amendments made by this section shall not take effect until the enactment of additional budget authority after the date of enactment of this Act to carry out the analog-to-digital converter box program under section 3005 of the Digital Television Transition and Public Safety Act of 2005.

SEC. 4. IMPLEMENTATION.

(a) **Permissive Early Termination Under Existing Requirements-** Nothing in this Act is intended to prevent a licensee of a television broadcast station from terminating the broadcasting of such station's analog television signal (and continuing to broadcast exclusively in the digital television service) prior to the date established by law under section 3002(b) of the Digital Television Transition and Public Safety Act of 2005 for termination of all licenses for full-power television stations in the analog television service (as amended by section 2 of this Act) so long as such prior termination is conducted in accordance with the Federal Communications Commission's requirements in effect on the date of enactment of this Act, including the flexible procedures established in the Matter of Third Periodic Review of the Commission's Rules and Policies Affecting the Conversion to Digital Television (FCC 07-228, MB Docket No. 07-91, released December 31, 2007).

(b) **Public Safety Radio Services-** Nothing in this Act, or the amendments made by this Act, shall prevent a public safety service licensee from commencing operations consistent with the terms of its license on spectrum recovered as a result of the voluntary cessation of broadcasting in the analog or digital television service pursuant to subsection (a). Any such public safety use shall be subject to the relevant Federal Communications Commission rules and regulations in effect on the date of enactment of this Act, including section 90.545 of the Commission's rules (47 C.F.R. 90.545).

(c) **Expedited Rulemaking-** Notwithstanding any other provision of law, the Federal Communications Commission and the National Telecommunications and Information Administration shall, not later than 30 days after the date of enactment of this Act, each adopt or revise its rules, regulations, or orders or take such other actions as may be necessary or appropriate to implement the provisions, and carry out the purposes, of this Act and the amendments made by this Act.

SEC. 5. EXTENSION OF COMMISSION AUCTION AUTHORITY.

Section 309(j)(11) of the Communications Act of 1934 (47 U.S.C. 309(j)(11)) is amended by striking '2011.' and inserting '2012.'.

From: Margaret Egler
Sent: Wednesday, February 04, 2009 2:07 PM
To: Rebecca Dorch; Linda Barnes; Leo Cirbo; Nikki Shears; Nader Haghghat; Bill Zears; Thomas VanStavern; Kris McGowan; David Charlton; Marlene Windel; Ryan Hagihara; John Raymond; Binh Nguyen
Subject: RE: WR Management Conference Call

From: Rebecca Dorch
Sent: Wednesday, February 04, 2009 1:47 PM
To: Linda Barnes; Leo Cirbo; Margaret Egler; Nikki Shears; Nader Haghghat; Bill Zears; Thomas VanStavern; Kris McGowan; David Charlton; Marlene Windel; Ryan Hagihara; John Raymond; Binh Nguyen
Subject: RE: WR Management Conference Call

Agenda for today and more.

*** Internal FCC Communications ***
 *** Non-Public: For Internal Use Only ***

From: Linda Barnes

Sent: Wed 2/4/2009 2:02 PM

To: Rebecca Dorch; Leo Cirbo; Margaret Egler; Nikki Shears; Nader Haghighat; Bill Zears; Thomas VanStavern; Kris McGowan; David Charlton; Marlene Windel; Ryan Hagihara; John Raymond; Binh Nguyen

Subject: WR Management Conference Call

There will be a Western Region Management conference call today at 2:00 p.m. pt on the 816 823-1760 "meet me" line. -Linda

*** Non-Public: For Internal Use Only ***

Tracy Waldon

From: Karen Wheelless
Sent: Thursday, February 05, 2009 4:20 PM
To: DTVendors
Subject: Info About the DTV Delay Added to the Vendor Resource Page

Just FYI that we've added today's talking points on the DTV Delay to the Vendor resource page (top of page) as well as continuing to add other links and support info.

Thanks for all your ideas about how to keep improving the page.

Karen

Karen.Wheelless@fcc.gov
202-418-2910
Room 1-B115

*** Non-Public: For Internal Use Only ***

Tracy Waldon

From: Lauren Kravetz

Sent: Saturday, February 07, 2009 11:43 AM

To: DTV-WestCentral

Subject: New Consumer Advisory on DTV Transition Delay Posted

<http://www.dtv.gov/factsheets/dtvdelay.pdf>

Tracy Waldon

From: Rebekah Bina
Sent: Monday, February 09, 2009 9:14 AM
To: Lauren Kravetz; DTV-WestCentral
Subject: RE: New Consumer Advisory on DTV Transition Delay Posted

Not sure if others had problems with that link, but if so, this one works for me: <http://www.fcc.gov/cgb/consumerfacts/dtvdelay.pdf>

Rebekah L. Bina
DTV Outreach Coordinator - St. Louis, MO
Office. 202-418-7931
BB. 202-903-7466

From: Lauren Kravetz
Sent: Saturday, February 07, 2009 11:43 AM
To: DTV-WestCentral
Subject: New Consumer Advisory on DTV Transition Delay Posted

<http://www.dtv.gov/factsheets/dtvdelay.pdf>

Tracy Waldon

From: Lauren Kravetz
Sent: Monday, February 09, 2009 9:55 AM
To: DTV-WestCentral
Subject: FW: Delay publication now available on print request website

From: Jessica Przybyla
Sent: Monday, February 09, 2009 9:49 AM
To: DTV-Regional Sup
Cc: D'Wana Terry
Subject: Delay publication now available on print request website

You can now order the DTV Delay- What Does It Mean for You on the print request website.

If the publication is made available in other languages the print request site will be updated accordingly.

John Hunter

From: John Hunter
Sent: Tuesday, January 27, 2009 12:36 PM
To: Joe Husnay; Luther Bolden; Priya Shrinivasan
Subject: FW: Senate Passage of DTV Delay Bill

Attachments: S. 328 (as passed by Senate).pdf; Summary of S. 328.doc

Here's information on the Senate bill.

From: Patrick Webre
Sent: Tuesday, January 27, 2009 10:35 AM
To: DTV-Southeast State Coordinators
Subject: FW: Senate Passage of DTV Delay Bill

FYI.

From: Lori Maarbjerg
Sent: Tuesday, January 27, 2009 8:55 AM
To: Rick Chessen; Rosemary Harold; Rudy Brioche; Eloise Gore; Thomas Horan; Barbara Kreisman; John Gabrysch; Gordon Godfrey; Roy Stewart; Julius Knapp; Alan Stillwell; Ira Keltz; Cathy Seidel; Jill Pender; Louis Sigalos; Patrick Webre; Joel Kaufman; Marilyn Sonn; Mark Wigfield; Edie Herman; Christopher Lewis; Robin Rosenbaum; Gary Epstein; Mindy Ginsburg; Joseph Hall; Mark Stone; Jon Peha; Krista Witanowski; Pam Slipakoff
Cc: Deana Funderburk; Jim Balaguer; Joy Medley; Timothy Strachan
Subject: Senate Passage of DTV Delay Bill

As you may know, the Senate passed the DTV Delay bill last night by unanimous consent. Chairman Waxman has cancelled the Energy and Commerce mark up of the House version originally scheduled for this morning. He indicates that that he is working to bring the Senate bill to the House floor as early as today. I am tracking developments and will provide updates as necessary. For your convenience, I have attached the bill as passed by the Senate along with a comparison/summary the Senate bill as passed (Please note that the language was identical to the 1.22.2009 version previously circulated). Please let me know if you have any questions. Thanks!



S. 328 (as passed
by Senate).p...



Summary of S.
328.doc (37 KB)

John Hunter

From: Patrick Webre
Sent: Wednesday, January 28, 2009 2:49 PM
To: DTV-SouthEast
Subject: RE: DTV Legislation
Importance: High
Follow Up Flag: Follow up
Flag Status: Orange

As you may have heard, this afternoon the House was unable to secure the votes needed to pass the deadline delay legislation. The DTV transition deadline remains February 17, 2009. There is always a possibility that Congress may try again in the next few days to pass legislation delaying the deadline. However, what Congress may or may not do is not really relevant to what we should be telling consumers (and hopefully have been telling consumers for the last several weeks). It is very important for consumers to act now. Securing a converter box for at least one TV in their home, hooking it up properly, and troubleshooting any problems with reception must be done by over-the-air analog-only consumers now. That message should be universally delivered by all of us, clearly and consistently.

I know some consumers cannot afford a converter box without the assistance of a coupon, and they may not receive their coupon(s) in time. In these instances, it's important to work with your local contacts and grass roots organizations to see if there are any local solutions available. Please keep your State Coordinators in the loop on these issues.

It's unfortunate that on top of all the difficult work that we have been doing in trying to educate consumers, we have all had to be on this roller coaster ride of whether or not the deadline will change. If questions continue to arise when you're dealing with your contacts and members of the public, please emphasize that the deadline remains February 17th, but that the most important date for consumers to focus on is today. Today is the day they need to take the necessary action to ensure that they can receive the digital broadcasts in their area.

Thanks again for all that you are doing.

Patrick

From: Patrick Webre
Sent: Tuesday, January 27, 2009 1:15 PM
To: DTV-SouthEast
Subject: DTV Legislation
Importance: High

As many of you have heard, last night the Senate passed the DTV Delay Bill. The Bill may be considered in the House today or tomorrow. One of the provisions in the Bill is that the transition deadline would be extended to June 12, 2009. It is important to note that it is unclear whether the House will have enough votes to pass it. It is also important to note that if it passes the House and becomes law, it does not prevent full-power broadcast stations from completing their transition on February 18, 2009, or at any point in between February 18th and June 12th.

While the legislation is pending, we have to remain focused and engaged on the outreach underway in each of our 45 DMAs. If the legislation passes, we will have the added responsibility of altering and disseminating our local messaging depending on the transition plans of the full-power broadcast stations in each DMA. In either case, we must remain fully engaged at the local level, and continue to seek new ways to reach consumers. This is especially important because consumers are hearing that the deadline may be pushed back, so they will be inclined to wait, when it will continue to be in their best interest to act now.

For several months, I have advocated that stressing a deadline date to members of the public has the unintended consequence

of giving them the impression that they have the luxury of time, and that they don't have to worry until we get closer to that date. It will be no different if the deadline date changes from February 17th to June 12th, and in fact will be much worse if people believe that they have until June 12th, but their broadcasters decide that they will turn off their analog transmitters earlier.

Please remain fully engaged in your local outreach and keep the lines of communications open with your local contacts. Please also stay tuned and connected to your State Coordinators. As you probably know, the DTV transition is the highest priority for Chairman Copps, and we will be hearing more on this topic in the next few days.

I also want to take this opportunity to offer my sincere thanks to each of you for the incredible amount of work and progress you have made in the few months that our Southeast Region Team has been in place. It has been through your tireless efforts that we have been able to reach so many thus far. Keep up the good work!

Patrick

*** Non-Public: For Internal Use Only ***

John Hunter

From: John Hunter
Sent: Wednesday, January 28, 2009 5:17 PM
To: Joe Husnay; Luther Bolden; Priya Shrinivasan
Subject: FW: Recap: DTV Delay Bill

From: Patrick Webre
Sent: Wednesday, January 28, 2009 5:14 PM
To: DTV-Southeast State Coordinators
Subject: FW: Recap: DTV Delay Bill

FYI.

From: Lori Maarbjerg
Sent: Wednesday, January 28, 2009 4:57 PM
To: Mark Wigfield; Jeff Cohen; Jill Pender; Rick Chessen; Rosemary Harold; Rudy Brioche; Eloise Gore; Thomas Horan; Barbara Kreisman; John Gabrysch; Gordon Godfrey; Roy Stewart; Julius Knapp; Alan Stillwell; Ira Keltz; Cathy Seidel; Louis Sigalos; Patrick Webre; Joel Kaufman; Marilyn Sonn; Edie Herman; Christopher Lewis; Robin Rosenbaum; Gary Epstein; Mindy Ginsburg; Joseph Hall; Mark Stone; Jon Peha; Krista Witanowski; Pam Slipakoff; Bruce Romano; David Furth; Angela Giancarlo; Maureen McLaughlin; Roger Goldblatt
Cc: Deana Funderburk; Jim Balaguer; Timothy Strachan; Joy Medley
Subject: Recap: DTV Delay Bill

Here's a brief recap of today's events in a condensed format. Please forward to anyone else who may need it.

- After 40 minutes of debate on Tuesday evening, a roll call vote on the House version of S. 328 was postponed until today.
- The bill was brought to the floor under suspension of the rules which requires 2/3s of the House to approve the measure for it to pass (i.e. 285 votes)
- The final vote was 258-168, and the measure was not agreed to.
- The Majority can bring the measure back up under regular order by going to the Rules Committee to establish a rule for consideration, which could include floor amendments, but only requires a simple majority to pass (i.e. 218).
- While Chairman Waxman has not released an official statement on the next steps, at this point, I'm hearing that because they were able to garner over 250 votes in the affirmative, there is a possibility that they will take up the measure next week prior to the House Democratic Retreat on Thursday and Friday.
- If the House is successful in passing S. 328 next week, it still has to go back to the Senate because the language is different.
- On a side note, Reps. Barton and Stearns have proposed their bill (H.R. 661) as an alternative to a date delay. It would provide \$250 million for coupons in order to clear the backlog of coupon requests in the NTIA program.

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From: John Hunter
Sent: Wednesday, January 28, 2009 5:17 PM
To: Margaret Dailey
Subject: FW: Recap: DTV Delay Bill

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John Hunter

From: Margaret Dailey
Sent: Wednesday, January 28, 2009 5:19 PM
To: John Hunter
Subject: RE: Recap: DTV Delay Bill

No, thanks very much. Very helpful.

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From: John Hunter
Sent: Wednesday, January 28, 2009 5:17 PM
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John Hunter

From: John Hunter
Sent: Friday, January 30, 2009 9:44 AM
To: Joe Husnay; Luther Bolden; Priya Shrinivasan
Subject: FW: Senate Passed Amended DTV Delay Bill

Attachments: S. 352 (Amended Senate DTV bill - as passed).pdf



S. 352 (Amended
Senate DTV bil...

Here's the latest on the DTV delay legislation.

-----Original Message-----

From: Patrick Webre
Sent: Friday, January 30, 2009 9:20 AM
To: DTV-Southeast State Coordinators
Subject: FW: Senate Passed Amended DTV Delay Bill

FYI. We'll discuss this in more detail at our regular Monday morning meeting.

-----Original Message-----

From: Lori Maarbjerg
Sent: Friday, January 30, 2009 9:19 AM
To: Rudy Brioche; Mark Wigfield; Jeff Cohen; Jill Pender; Rick Chessen; Rosemary Harold; Eloise Gore; Thomas Horan; Barbara Kreisman; John Gabrysch; Gordon Godfrey; Roy Stewart; Julius Knapp; Alan Stillwell; Ira Keltz; Cathy Seidel; Louis Sigalos; Patrick Webre; Joel Kaufman; Marilyn Sonn; Edie Herman; Christopher Lewis; Robin Rosenbaum; Gary Epstein; Mindy Ginsburg; Joseph Hall; Mark Stone; Jon Peha; Krista Witanowski; Pam Slipakoff; Bruce Romano; David Furth; William Freedman; Scott Deutchman; Angela Giancarlo; Maureen McLaughlin; Roger Goldblatt
Cc: Deana Funderburk; Jim Balaguer; Timothy Strachan; Joy Medley
Subject: Senate Passed Amended DTV Delay Bill

Last night by UC, the Senate passed the House version of the DTV Delay bill. There's a new bill number - S. 352. The text is attached.

As I understand it, the House is still likely to take up the bill next week by going to the Rules Committee on Tuesday, and to the floor on Wednesday. There's a Democratic Retreat next Thursday and Friday, so if it's going to happen it'll be before then.

Please let me know if you have any questions. Thanks!

John Hunter

From: John Hunter
Sent: Friday, January 30, 2009 11:22 AM
To: Margaret Dailey
Subject: FW: Senate Passed Amended DTV Delay Bill

Attachments: S. 352 (Amended Senate DTV bill - as passed).pdf



S. 352 (Amended
Senate DTV bil...

Here's what I got.

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Please let me know if you have any questions. Thanks!

John Hunter

From: Kahle, Nicole M. (Washington DC) [nmkahle@stifel.com] on behalf of Rebecca Arbogast & David Kaut [ra_dk@stifel.com]
Sent: Wednesday, February 04, 2009 11:18 AM
To: Kaut, Dave P. (Washington DC); Kahle, Nicole M. (Washington DC)
Subject: STIFEL/ARBOGAST-KAUT: House Appears Poised to Pass DTV Delay Bill; Qualcomm Main Company Affected
Follow Up Flag: Follow up
Flag Status: Orange
Attachments: DTV Delay Poised to Pass House 204.pdf

See attachment for details & important disclosures and certifications.**House Appears Poised to Pass DTV Delay Bill; Qualcomm Main Company Affected**
(Full note attached)

- The House of Representatives today looks likely to pass a bill to delay the broadcast digital television (DTV) deadline from February 18, 2009, until June 12, 2009, though some broadcasters are moving ahead with the transition from analog anyway.
- The delay would push back the ability of 700 MHz band auction winners to gain access to frequencies that will be reclaimed from broadcasters, but the industry fallout appears to be limited, with the exception of Qualcomm (QCOM), which is anxious to use the spectrum for its MediaFlo service.
- The DTV Delay Act passed the Senate last week, so if it passes the House as is, it can be signed into law by President Obama, who supports a delay. If the House amends the bill, it would have to go back to the Senate, creating further uncertainty.
- The House Rules Committee adopted a "closed rule" for today's floor debate, meaning amendments would not be in order. Although Republicans who oppose a delay can offer a motion to recommit the bill for purpose of amending it, our sense is the House is likely to pass the current measure. A previous version of the DTV delay bill was backed by a 258-168 House vote on Jan. 28, but failed because it did not gain the two-thirds majority needed to pass under a fast-track "suspension of the rules" procedure. Today's measure just needs a simple majority to pass.
- The network broadcasters (CBS, NWS, DIS, GE) have generally supported or accepted a delay, though some small broadcasters have concerns about disrupting current plans and continuing to transmit signals in both analog and digital, which entails additional costs.
- Broadcast TV stations are to give back one of their two channels when they complete the transition from analog to digital, freeing up 700 MHz band frequencies for use by commercial providers, which won the rights to the spectrum at auction, and by public safety entities. Both Verizon Wireless (VZ-VOD) and AT&T (T), the two biggest auction winners, have backed a short, one-time DTV delay. Qualcomm is not supportive, nor has it won a carve-out for its spectrum.
- Among other provisions, the bill also (A) reaffirms broadcaster rights to migrate from analog to digital before June 12 subject to FCC regulations, (B) allows the FCC to give public safety entities their spectrum if it is vacated early, (C) allows consumers with expired coupons to apply for replacement coupons, and (D) requires the FCC and Department of Commerce's NTIA, within 30 days of enactment, to take whatever implementation steps are needed. There currently is a sizable coupon waiting list, though economic stimulus legislation would authorize another \$650 million for coupons and related activities.
- About 400 broadcast stations have already gone all-digital or told the FCC they plan to turn off their analog signals by Feb. 18, Commissioner Robert McDowell said on Feb. 2, and we understand that scores of other stations have now announced plans to go all-digital by Feb. 18. There are questions as to whether some of those stations will be able to do so, given FCC interference protections and channel reassignments, but there appears to be political support for allowing such moves, and there could be some floor debate today on that point.

Rebecca Arbogast
rarbogast@stifel.com
202-778-1978

David Kaut
dpkaut@stifel.com
202-778-4341

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Headquarters: 501 N. Broadway, St. Louis, MO 63102

314-342-2000

John Hunter

From: John Hunter
Sent: Wednesday, February 04, 2009 11:43 AM
To: Margaret Dailey
Subject: FW: STIFEL/ARBOGAST-KAUT: House Appears Poised to Pass DTV Delay Bill; Qualcomm Main Company Affected
Attachments: DTV Delay Poised to Pass House 204.pdf

Looks like the Rules Committee has already voted and the bill should go to the House floor this afternoon.

From: Kahle, Nicole M. (Washington DC) [mailto:nmkahle@stifel.com] **On Behalf Of** Rebecca Arbogast & David Kaut
Sent: Wednesday, February 04, 2009 11:18 AM
To: Kaut, Dave P. (Washington DC); Kahle, Nicole M. (Washington DC)
Subject: STIFEL/ARBOGAST-KAUT: House Appears Poised to Pass DTV Delay Bill; Qualcomm Main Company Affected

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Stifel, Nicolaus & Company, Incorporated

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Headquarters: 501 N. Broadway, St. Louis, MO 63102

314-342-2000

16

John Hunter

From: John Hunter
Sent: Wednesday, February 04, 2009 2:26 PM
To: Joe Husnay; Luther Bolden; Priya Shrinivasan
Subject: Copps Congressional letter on DTV Transition
Attachments: Copps Cong ltr 2.3.09.pdf

You might find this informative. I had a conversation with Doug Easter a couple hours ago, and on Friday he will be discussing with the stations their plans for switching to digital. I will get a report from him and forward the information to you as soon as I have it. The House is debating the DTV Delay bill now. I'll also keep you informed of that.

John

John Hunter

From: John Hunter
Sent: Wednesday, February 04, 2009 2:31 PM
To: 'Doug Easter'
Subject: Copps Congressional letter
Attachments: Copps Cong ltr 2.3.09.pdf

I thought you would find this helpful and interesting.

John

18

John Hunter

From: John Hunter
Sent: Wednesday, February 04, 2009 4:25 PM
To: Margaret Dailey
Subject: FW: Update: DTV Delay Bill: House Action

Importance: High

Guess it's done!

-----Original Message-----

From: Patrick Webre
Sent: Wednesday, February 04, 2009 4:16 PM
To: DTV-Southeast State Coordinators; Matthew Nodine
Subject: FW: Update: DTV Delay Bill: House Action
Importance: High

FYI - the House passed the delay legislation moments ago.

-----Original Message-----

From: Lori Maarbjerg
Sent: Wednesday, February 04, 2009 4:13 PM
To: Rick Chessen; Eloise Gore; Rosemary Harold; Rudy Brioche; Thomas Horan; Barbara Kreisman; John Gabrysch; Gordon Godfrey; Roy Stewart; Julius Knapp; Alan Stillwell; Ira Keltz; Cathy Seidel; Louis Sigalos; Patrick Webre; Joel Kaufman; Marilyn Sonn; Edie Herman; Christopher Lewis; Robin Rosenbaum; Gary Epstein; Mindy Ginsburg; Joseph Hall; Mark Stone; Jon Peha; Krista Witanowski; Pam Slipakoff; Bruce Romano; David Furth; William Freedman; Scott Deutchman; Angela Giancarlo; Maureen McLaughlin; Roger Goldblatt; Mark Wigfield; Jeff Cohen; Jill Pender
Cc: Jim Balaguer; Joy Medley; Timothy Strachan
Subject: RE: Update: DTV Delay Bill: House Action
Importance: High

At the conclusion of debate on the House floor, the House voted down a Motion to Commit the bill to the Energy and Commerce Committee, and then voted on final passage of the DTV Delay bill.

The final vote tally was 264 Yeas to 158 Nays.

Having secured a majority of House members, the bill will now be sent to the President for his signature, as the bill is identical to the Senate version that passed on 1/29/2009. Upon enactment, the DTV transition deadline is June 12, 2009.

-----Original Message-----

From: Lori Maarbjerg
Sent: Wednesday, February 04, 2009 1:14 PM
To: Rick Chessen; Eloise Gore; Rosemary Harold; Rudy Brioche; Thomas Horan; Barbara Kreisman; John Gabrysch; Gordon Godfrey; Roy Stewart; Julius Knapp; Alan Stillwell; Ira Keltz; Cathy Seidel; Louis Sigalos; Patrick Webre; Joel Kaufman; Marilyn Sonn; Edie Herman; Christopher Lewis; Robin Rosenbaum; Gary Epstein; Mindy Ginsburg; Joseph Hall; Mark Stone; Jon Peha; Krista Witanowski; Pam Slipakoff; Bruce Romano; David Furth; William Freedman; Scott Deutchman; Angela Giancarlo; Maureen McLaughlin; Roger Goldblatt; Mark Wigfield; Jeff Cohen; Jill Pender
Cc: Jim Balaguer; Joy Medley; Timothy Strachan
Subject: RE: Update: DTV Delay Bill: House Action

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If you would like to watch the debate, you can see it on channel 21 on internal TV system. The House floor debate can also be viewed at: http://www.cspan.org/Watch/C-SPAN_wm.aspx

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Sent: Wednesday, February 04, 2009 11:15 AM
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Importance: High

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From: Lori Maerbjerg

Sent: Wednesday, February 04, 2009 8:52 AM

To: Rick Chessen; Eloise Gore; Rosemary Harold; Rudy Brioché; Thomas Horan; Barbara Kreisman; John Gabrysch; Gordon Godfrey; Roy Stewart; Julius Knapp; Alan Stillwell; Ira Keltz; Cathy Seidel; Louis Sigalos; Patrick Webre; Joel Kaufman; Marilyn Sonn; Edie Herman; Christopher Lewis; Robin Rosenbaum; Gary Epstein; Mindy Ginsburg; Joseph Hall; Mark Stone; Jon Peha; Krista Witanowski; Pam Slipakoff; Bruce Romano; David Furth; William Freedman; Scott Deutchman; Angela Giancarlo; Maureen McLaughlin; Roger Goldblatt; Mark Wigfield; Jeff Cohen; Jill Pender

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Subject: DTV Delay Bill: House Action - Rules Cmte

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John Hunter

From: John Hunter
Sent: Wednesday, February 04, 2009 4:26 PM
To: Joe Husnay; Luther Bolden; Priya Shrinivasan
Subject: FW: Update: DTV Delay Bill: House Action

Importance: High

Here's the latest on the Delay bill.

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From: Patrick Webre
Sent: Wednesday, February 04, 2009 4:16 PM
To: DTV-Southeast State Coordinators; Matthew Nodine
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Importance: High

FYI - the House passed the delay legislation moments ago.

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The final vote tally was 264 Yeas to 158 Nays.

Having secured a majority of House members, the bill will now be sent to the President for his signature, as the bill is identical to the Senate version that passed on 1/29/2009. Upon enactment, the DTV transition deadline is June 12, 2009.

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At this point, there is no specific time frame for when it will be debated. The House comes in at 10 AM this morning. They also will be taking up another non-FCC related bill today, after a period of "one-minute" speeches this morning. Last votes are expected by 5 PM.

John Hunter

From: Anna-Maria Kovacs [amkovacs@regulatorysourcenotes.com]
Sent: Wednesday, February 04, 2009 5:26 PM
To: amkovacs@regulatorysourcenotes.com
Subject: Congress votes to delay DTV-transition to June 12th
Importance: High
Follow Up Flag: Follow up
Flag Status: Orange
Attachments: DTV 020409.pdf

TELECOM REGULATORY NOTE

Congress votes to delay DTV-transition to June 12th

- Both the House and Senate have now voted a bill to delay the DTV transition to June 12th. We expect President Obama to sign it into law quickly, since the delay was initially requested by the Administration.
- The bill allows stations that are ready sooner to make the transition when they are ready, and also allows public safety to take over spectrum as it becomes available. However, it may take a bit of time for both the stations and public safety to work through the necessary processes at the FCC. The process will be somewhat more complex than an all-at-once process. For example, there may be issues in geographic areas where some stations transition early and others don't and that may slow down the ability of public safety to take over the spectrum. Some consumers may also become confused when the transition does not occur in their area at the expected time, particularly if it occurs between February 17th and June 12th, the two dates that have been or will be well publicized.
- The stimulus bill makes \$650 million available for the program, mostly for converter-box coupons but also for public education. Given that there is now a backlog of about 2 million coupon requests as well as many households who have not even applied but will need the converter boxes, the funding will be helpful. There will also be a need to re-educate the public regarding the new transition date and the possibility of a transition during the interim between the February and June dates. Another issue that will require outreach is the "digital cliff" issue, i.e., the problem that consumers may no longer be able to get some stations they are used to getting, once the transition occurs, because the stations' digital footprints may be different that their analog footprints were. The transition will become a focal issue for the FCC and NTIA, who are likely to continue to enlist the help of industry in getting the message to consumers.
- The FCC's open meeting tomorrow will focus on DTV issues, with a series of panels of experts who will discuss the status of the transition and the work that needs to be done. Chairman Copps' letter earlier today to Congressmen Barton and Stearns indicates that quite a few stations are ready to transition by February 17th, but the status of many others is not yet clear. Chairman Copps has made it clear that a smooth transition is the agency's top priority for now, and Commissioners Adelstein and McDowell have made it equally clear that they

23

plan to work with him to make the process as smooth as possible for consumers.

- It is an indication of the importance of the issue to the Administration that it has already appointed a new Deputy Assistant Secretary at NTIA to deal with the DTV-transition. Anna Gomez, who is taking charge of this effort, comes to NTIA with extensive experience at the FCC, as a staffer on the Hill, and most recently in Sprint's Washington office. Since this is an issue that requires cooperation between the Hill, the FCC, NTIA and other parts of the Administration, broadcasters, public safety, and the wireless industry, her familiarity with various parts of the process will be very helpful.

What this means to investors:

The DTV-transition will now occur on June 12th, but may occur sooner in some markets. Congressional leaders have made a commitment that there will not be further delay. The roughly four-month delay involves cost to stations who can't migrate fully in February as well as to the wireless companies who had hoped to get the spectrum in February, but should improve the chances of ensuring that all who need converter-box coupons can get them.

Please see the attached note for the full discussion and for our required disclosures.

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Anna-Maria Kovacs
President
Regulatory Source Associates, LLC
1770 Massachusetts Avenue #305
Cambridge MA 02140
akovacs@regulatorysource.com
617-661-4666

John Hunter

From: Joe Husnay
Sent: Wednesday, February 04, 2009 5:35 PM
To: John Hunter
Subject: RE: Update: DTV Delay Bill: House Action

Will broadcasters need to file a petition or application to secure authority to transition earlier? When might we get posters and publications with the new date?

-----Original Message-----

From: John Hunter
Sent: Wednesday, February 04, 2009 4:26 PM
To: Joe Husnay; Luther Bolden; Priya Shrinivasan
Subject: FW: Update: DTV Delay Bill: House Action
Importance: High

Here's the latest on the Delay bill.

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From: Patrick Webre
Sent: Wednesday, February 04, 2009 4:16 PM
To: DTV-Southeast State Coordinators; Matthew Nodine
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FYI - the House passed the delay legislation moments ago.

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John Hunter

From: jzufolo@medleyadvisors.com
Sent: Wednesday, February 04, 2009 6:30 PM
To: undisclosed-recipients
Subject: Fw: MGA Telecom Update -- Congress Passes DTV Delay Bill

MGA
Telecom Update
Congress Passes DTV Delay Bill

February 4, 2009

Today, the House brought back for consideration the DTV delay bill that passed the Senate twice but failed to pass the House last week under the suspension calendar (requiring over two-thirds majority voting in the affirmative). This afternoon, the House brought the bill back to the floor under a different rule enabling passage without needing the two-thirds majority. The final vote was 264 for and 158 against.

The bill effectively delays the date for the DTV transition from February 17 to June 12, providing an additional four months for the federal government to increase its converter box coupon distribution and enhance consumer outreach. The bill also allows broadcasters to make the switch to digital at any time before June 12 as long as they notify the FCC.

Public safety licensees are also permitted to gain access to the vacated spectrum once broadcasters make the switch to digital in certain markets.

The bill also allows consumers with expired coupons to apply for new coupons. Over \$650 million is allocated in both the House and Senate versions of the economic stimulus package for the converter box coupon program, which is expected to stay in tact as the stimulus package winds its way through the Senate and bicameral conference negotiations.

What it means for the FCC agenda

The DTV Delay Act is likely to impact the FCC's policy agenda in a variety of ways. While a four-month delay would normally provide some breathing room for the FCC to tackle other issues such as mergers pending before the agency (CTL/EQ & T/CYCL), we expect the FCC to remain focused on DTV preparation and coordination with the NTIA from now until the summer.

In addition, a big chunk of the FCC's time will be spent implementing certain portions of the broadband grant provisions contained in the economic stimulus package currently pending in the Senate. The FCC is also directed to develop a national broadband strategy within one year of enactment of the stimulus bill which is in both the House and Senate versions.

If the House version of the bill is kept in place through conference negotiations, the FCC will be required to define within 45 days of the bill's enactment the term open-access, which will apply to all grant recipients of both NTIA and RUS funds.

The House bill also directs the FCC to issue definitions within 45 days of the bills enactment that apply to unserved and underserved. The commission will have to open rulemakings on these issues and we expect they will be contentious and difficult to complete in a timely manner. The outcome of the FCC's proceedings on the unserved vs. underserved definitions will also determine which carriers may be eligible for the new grant awards and which won't.

As a result of the commission's packed agenda related to legislative mandates, we expect the pending merger transactions (CTL/EQ & T/CYCL) will take a back seat, pushing the time frame for adoption more toward May. If these deals do not get approved in May, they may have to wait until after the new DTV transition date.

We believe the TWC/TWX transaction is slightly different and could be taken up sooner due to its relative noncontroversial nature. FCC consideration of the TWC/TWX deal could be finalized in time for the commission's March 5 agenda meeting but there is a decent chance it slips into early April.

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Medley Global Advisors LLC 212-941-2700

John Hunter

From: Patrick Webre
Sent: Wednesday, February 04, 2009 7:18 PM
To: John Hunter
Subject: RE: Congress votes to delay DTV-transition to June 12th

Follow Up Flag: Follow up
Flag Status: Orange

Thanks John.

-----Original Message-----

From: John Hunter
Sent: Wednesday, February 04, 2009 5:34 PM
To: Patrick Webre
Subject: Fw: Congress votes to delay DTV-transition to June 12th
Importance: High

Anna Maria's facts and analysis are always good.

Sent from the BlackBerry of John Hunter

----- Original Message -----

From: Anna-Maria Kovacs <amkovacs@regulatorysourcenes.com>
To: amkovacs@regulatorysourcenes.com <amkovacs@regulatorysourcenes.com>
Sent: Wed Feb 04 17:26:11 2009
Subject: Congress votes to delay DTV-transition to June 12th

TELECOM REGULATORY NOTE

Congress votes to delay DTV-transition to June 12th

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Anna-Maria Kovacs

President

Regulatory Source Associates, LLC

1770 Massachusetts Avenue #305

Cambridge MA 02140

akovacs@regulatorysource.com

617-661-4666

John Hunter

From: John Hunter
Sent: Thursday, February 05, 2009 2:51 PM
To: Joe Husnay; Luther Bolden; Priya Shrinivasan
Subject: FW: Delay Public Notice is now on the FCC Website

Attachments: FCC09-6.doc

-----Original Message-----

From: Patrick Webre
Sent: Thursday, February 05, 2009 2:16 PM
To: DTV-Southeast State Coordinators
Subject: Fw: Delay Public Notice is now on the FCC Website

FYI.

----- Original Message -----

From: Jessica Przybyla
To: DTV-Regional Sup
Cc: Mark Wigfield; Edie Herman; Rosemary Kimball



FCC09-6.doc (102
KB)

Sent: Thu Feb 05 3:54:15 2009
Subject: Delay Public Notice is now on the FCC Website

Copy attached for your reference as well.

http://hraunfoss.fcc.gov/edocs_public/attachmatch/FCC-09-6A1.doc

<<FCC09-6.doc>>

John Hunter

From: John Hunter
Sent: Thursday, February 05, 2009 5:16 PM
To: 'Doug Easter'
Subject: FCC Public Notice on DTV Delay
Attachments: PN re Delay2.5.09.doc

In case you haven't gotten this, attached is today's Public Notice on the DTV delay.

Jennifer Flynn

From: Jennifer Flynn
Sent: Wednesday, January 28, 2009 2:21 PM
To: Jennifer Prime
Subject: RE: Breaking News: DTV-Delay Bill Fails To Pass In House

Oh wow.

Jennifer A. Flynn
DMA Coordinator, Las Vegas
Federal Communications Commission
Mobile 202.503.0774
Office 202.418.0612
Jennifer.Flynn@fcc.gov



From: Jennifer Prime
Sent: Wednesday, January 28, 2009 1:31 PM
To: Alesia Johnson; Alexander Chan; Allan Gatbonton; Anderson Bennett; Barbara Britt; Bill Zears; Binh Nguyen; Christina Wentz; David Charlton; David Hartshorn; Deanne Erwin; Deborah Chen; Donice Jones; Eddie Catron; Emmanuel Domkam; Glenn Phillips; Gloria Reyes; Hiep Le; James Miller; Jeff Garretson; Jennifer Flynn; Jennifer Prime; Jim Lyon; Karen Beverly; Kris McGowan; Louie Armada; Margaret Egler; Mark Wigfield; Marlene Windel; Matthew Warner; Maureen McLaughlin; Michael C. Smith; Nader Haghghat; Nathan Vold; Nina Shafran; Paul Oei; Rannie Seah; Rebecca Dorch; Rhonda Hill; Roger Goldblatt; Ruby Hsiu; Sherille Ismail; Sue McNeil; Susan German; Terrance Judge; Thomas VanStavern; Tiffany Jamison
Subject: Breaking News: DTV-Delay Bill Fails To Pass In House



BREAKING NEWS



Wednesday, January 28, 2009



1

DTV-Delay Bill Fails To Pass In House

The House Wednesday failed to follow the Senate's lead and pass a DTV date-change bill, putting the move of the DTV transition date in doubt after all the momentum seemed to be moving toward the four-month delay to June 12.
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Editorial

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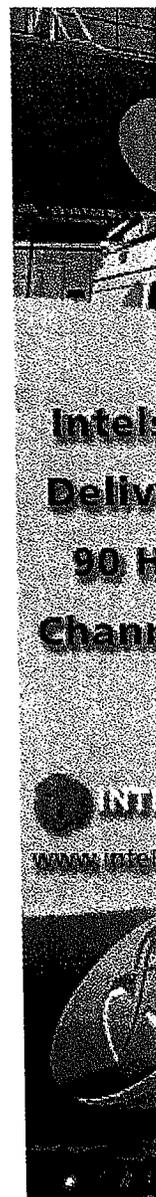
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Customer Service

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Jennifer Flynn

From: Jennifer Flynn
Sent: Wednesday, January 21, 2009 11:47 AM
To: Aaron Goldschmidt
Subject: and, on that note...

<http://arstechnica.com/news.ars/post/20090121-verizon-does-180-says-it-now-supports-a-dtv-delay.html>

Jennifer A. Flynn
DMA Coordinator, Las Vegas
Federal Communications Commission
Mobile 202.503.0774
Office 202.418.0612
Jennifer.Flynn@fcc.gov



Jennifer Flynn

From: James Miller
Sent: Wednesday, February 04, 2009 4:19 PM
To: Jennifer Flynn
Subject: RE: Vote passed on the delay

I think they're changing the name of the holiday in another separate bill...
:)

> -----Original Message-----
> From: Jennifer Flynn
> Sent: Wednesday, February 04, 2009 4:16 PM
> To: James Miller
> Subject: RE: Vote passed on the delay
>
> Thank you. So Independence Day might really be...
>
>
> Jennifer A. Flynn
>
> DMA Coordinator, Las Vegas
>
> Federal Communications Commission
>
> Mobile 202.503.0774
>
> Office 202.418.0612
>
> Jennifer.Flynn@fcc.gov
>
>
>
> dtv logo, 221x91, gif format, transparent background
>
>
> -----Original Message-----
> From: James Miller
> Sent: Wednesday, February 04, 2009 4:15 PM
> To: DTV-Pacific
> Subject: Vote passed on the delay

- >
- > Cpan coverage of the house bill vote just concluded with house passage
- > to delay...
- > Fyi
- >
- > James Miller
- > Non-public Confidential Attorney Work Product
- >

Jennifer Flynn

From: Jennifer Flynn
Sent: Friday, February 06, 2009 11:01 AM
To: James Miller
Subject: FW: TODAY'S CONFERENCE CALL / ARTICLE FROM THE LAS VEGAS REVIEW-JOURNAL

This ought to answer your questions. I will be on the Las Vegas call, at least. If Bob Fisher thinks it would be helpful for me to be on the Reno call, as well, I can be, but Karen probably has that covered.

Jennifer A. Flynn
 DMA Coordinator, Las Vegas
 Federal Communications Commission
 Mobile 202.503.0774
 Office 202.418.0612
Jennifer.Flynn@fcc.gov



From: RDFNBA@aol.com [mailto:RDFNBA@aol.com]
Sent: Friday, February 06, 2009 9:46 AM
To: Karen Beverly; Jennifer Flynn
Cc: eneilson@klastv.com; LHowfield@kvbc.com; Darrin.McDonald@kvvu.com; tporterfield@ktnv.com; croman@entravision.com; celia.chavez@nbcuni.com; rweisbor@kvmvmy.sbgnet.com; ddauidson@tln.com; nmcdermott@ktudlv.com; stevecarlston@ktudtv.com; GARYHORKY@UVM.TV.COM; videovern@kpvm.tv; laurel.fruth@unlv.edu; MFARRELL@KRN.V.com; kliff@knpb.org; nick.matesi@kolotv.com; steve.cummings@coxtv.com; vcody@entravision.com; LFox@KTVN.com; thritz@kenvtv.com; taxtell@vegaspbs.org; Steve.Schorr@cox.com; nevadaeas@charter.net; adam@nevadabroadcasters.org; dane@lotusradio.com; tonyb@lvradio.com; Richard.Zaragoza@pillsburylaw.com; RDFNBA@aol.com
Subject: TODAY'S CONFERENCE CALL / ARTICLE FROM THE LAS VEGAS REVIEW-JOURNAL

The purpose of today's calls are to discuss the next 125 days. We invite station managers to extend an invitation to their chief engineers should you want to. If you are unable to join the conference, please make sure someone from your management staff is on the call. Among the areas of greatest concern for the NBA is the FCC focusing in on "Boots on the Ground" / DTV Assistance Centers vs. Liability and Funding. The 2009 NBA Budget provides funding for a NBA Call Center -- building upon a 3-step pyramid of a national call center, moving to a statewide LIVE association call center and directed calls into a specific station. We will also continue to be aggressive in our ongoing communication and work with the owners and operators of Nevada's approximately 450 translators.

Reno DMA – 3 PM TODAY

Dial-in Number
1-605-475-4333
Access Code
540086

Las Vegas DMA – 4 PM TODAY

Dial-in Number

1-605-475-4333

Access Code

540086

Feb. 06, 2009

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LV stations to retain their analog signals until delayed June deadline

Nielsen estimates nearly 35,000 valley homes not prepared to switch

By STEVE BORNFIELD

LAS VEGAS REVIEW-JOURNAL

No mixed signals over whether we'll have mixed signals.

Despite a provision in the congressional measure passed Thursday affording local broadcast channels the option to transition to all-digital signals and eliminate analog before the new, delayed June 12 deadline, Las Vegas stations will continue broadcasting in both analog and digital for the next four months, past the original Feb. 17 deadline.

"We are going to stay on until June 12 because it comes down to serving the viewer," said Emily Nielson, general manager of KLAS-TV, Channel 8. "We've been digital for nine years now, so it doesn't hurt anybody that's already made the switch."

Jim Prather, vice president and general manager of KTNV-TV, Channel 13, said retaining the analog signal "gives the viewers as much time as possible to make the transition to serve our viewers effectively."

For any stations choosing to switch to all-digital on Feb. 17, it would require petitioning the Federal Communications Commission, which still could reject the request if it deems it "contrary to public interest." But other FCC requirements factored into KVVU-TV, Channel 5's decision to stay with analog.

"The conditions imposed by the FCC were too restrictive," said Adam Bradshaw, news director of Channel 5. "It would require us to do a lot more graphics and crawls to inform the public why we switched early than we're willing to do. And if the spirit of the agreement is such that it's designed to help consumers to get ready, we should act in the spirit of the agreement."

Calls to Rob Weisbord, general manager of KVCW-TV, Channel 33, to determine the station's plans, were not returned. But a local industry insider said the station's owner, Sinclair Broadcast Group, has decided that all its stations will remain with an analog signal until June.

Lisa Howfield, general manager of KVBC-TV, Channel 3, said her station's decision to delay the switch until June 12 "came down to asking a simple question: As broadcasters, aren't we here to serve the community? There's an energy cost to keeping the transmitter, as high as \$5,000 a month for some stations, and that's a good reason, but not good enough."

Transmitter costs are a burden of varying degrees to local stations. Nielson said though it's an expense particularly unwelcome in an economic recession, Channel 8 can shoulder the cost. But KLVX-TV, Channel 10, the PBS affiliate, is in more of a financial/technical bind, said general manager Tom Axtell.

"We'll continue broadcasting in analog providing our equipment makes it," he said. "We have a transmitter that is nearly 30 years old and they generally last 20 years. To save more than a million dollars, we made a decision to hold it together with bailing wire and bubble gum."

Keeping it running for an additional four months, he said, will cost the station around \$20,000 at a time when membership and contributions have declined. "We are down to 47 percent power, but we're going to try to make it with regular maintenance. We know this is an important part of our audience and we don't want to be responsible for taking their television."

Figures for Las Vegas, released Thursday by Nielsen Media Research, show that approximately 34,600 homes are completely unprepared for the digital switch locally, with an additional 105,000 homes with at least one TV set unprepared. Axtell cites PBS national research revealing that viewing of children's programming is largely done on secondary sets in the home. If they're unhooked, he said, "children will be disenfranchised or there may be a terrible family fight in the living room."

Nielson numbers also reveal that among those unprepared for the switch in this market, nearly 14 percent are Hispanic homes, and it jumps to 30 percent for those who speak only Spanish at home.

Calls to the local offices of Entravision to determine the status of KINC-TV, Channel 15 and KELV-TV, Channel 27, as well as to Telemundo for KBLR-TV, Channel 39 were not returned. But Nielson of KLAS said that, regarding making the switch on the original Feb. 17 deadline, "we started talking to them when this started happening, and they thought there was no way they could (meet the original deadline)."

And there is a misconception, Nielson said, about the demographics of viewers unprepared for the switch. "People think it's the seniors, but of the seniors only 3.3 percent of the homes that are unready are headed by people over 55," she said. "But of people who are under 35, it's under 7 percent."

So for now, Las Vegas, those "rabbit ears" are still in vogue.

Stay up to date on the latest news - [from sports scores to stocks and so much more.](#)

Jennifer Flynn

From: Jennifer Flynn
Sent: Wednesday, February 11, 2009 8:33 PM
To: Margaret Egler
Subject: Re: DTV Delay Bill was just signed

Thank you!

----- Original Message -----

From: Margaret Egler
To: DTV-Pacific; DTV-WestCentral
Sent: Wed Feb 11 20:23:56 2009
Subject: DTV Delay Bill was just signed

<http://www.washingtonpost.com/wp-dyn/content/article/2009/02/11/AR2009021103166.html?hpid=moreheadlines>

Jennifer Flynn

From: Jennifer Flynn
Sent: Thursday, February 19, 2009 12:25 PM
To: Roger Goldblatt
Subject: Re: for questions on expired coupons

Still good news. If we can ship out paper apps to some locations as soon as they are available for the purpose of replacement coupon applications, they will be in high demand. Have spoken to a # of people whose coupons expired who mailed in apps b/c they do not have internet access.

----- Original Message -----

From: Roger Goldblatt
To: DTV-Volunteers
Sent: Thu Feb 19 12:17:39 2009
Subject: for questions on expired coupons

From NTIA's Web site:

The DTV Delay Act passed by Congress will allow the Coupon Program, upon request, to offer replacement coupons for those which have expired without being redeemed. However, this program change will not take effect until completion of a rule-making process and system changes.

For this reason, the Coupon Program cannot accept requests to replace expired coupons at this time. NTIA is moving quickly to modify the program in accordance with the recent legislation. You can check NTIA's website at www.dtv2009.gov <<http://www.dtv2009.gov/>> for updates on when applications for replacement coupons will be accepted.

<<http://www.dtv.gov/>> <<http://www.dtv.gov/>> <<http://www.dtv.gov/>>

Jennifer Flynn

From: Jennifer Flynn
Sent: Tuesday, January 27, 2009 12:48 AM
To: Roger Goldblatt
Subject: Re: Senate just approved extention

I've contacted pet sitter again but probably need a few days' notice.
Movement but not reimbursement yet.

----- Original Message -----

From: Roger Goldblatt
To: DTV-Pacific
Sent: Mon Jan 26 22:43:10 2009
Subject: Senate just approved extention

Think that it might get through the House tomorrow. Be prepared.

Jennifer Flynn

From: Jennifer Flynn
Sent: Tuesday, January 27, 2009 9:43 AM
To: 'Bob Fisher (RDFNBA@aol.com)'
Subject: DTV - what else?
Contacts: Bob Fisher

Bob,

Have you seen this? They put Las Vegas at 5.17%. Do you know where Lisa got her 4.3% figure?

http://www.nielsen.com/media/2009/pr_090122.html

Also, any updates considering the Senate's passage of a delay yesterday?

I'll be in touch, thanks.

Jennifer A. Flynn
DMA Coordinator, Las Vegas
Federal Communications Commission
Mobile 202.503.0774
Office 202.418.0612
Jennifer.Flynn@fcc.gov



Jennifer Flynn

From: Jennifer Flynn
Sent: Tuesday, January 27, 2009 9:56 AM
To: 'RDFNBA@aol.com'
Subject: RE: DTV - what else?

Thank you!

Jennifer A. Flynn
DMA Coordinator, Las Vegas
Federal Communications Commission
Mobile 202.503.0774
Office 202.418.0612
Jennifer.Flynn@fcc.gov



From: RDFNBA@aol.com [mailto:RDFNBA@aol.com]
Sent: Tuesday, January 27, 2009 9:55 AM
To: Jennifer Flynn
Subject: Re: DTV - what else?

Majority of Vegas stations want to move forward towards February 17.

Two Hispanic stations do not feel their viewers are ready.

Bob

From Wall Street to Main Street and everywhere in between, stay up-to-date with the latest news.

Jennifer Flynn

From: Jennifer Flynn
Sent: Tuesday, January 27, 2009 10:00 AM
To: Roger Goldblatt
Subject: Update on Las Vegas

Update from Bob Fisher. No explanation of the broadcasters' 4.3% ready # vs. Neilson's 5.17% as of yet. However, it may incorporate the input of 2 Spanish speaking stations (my guess), as his email this a.m. stated that "the majority of" broadcasters there still want to go on the 17th, but 2 Hispanic stations don't feel their viewers are ready. This is the first I've heard of this. I'll call Chris Roman today and see what I can find out and what sort of outreach I can do once I am traveling again.

Jennifer A. Flynn
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Jennifer.Flynn@fcc.gov



Jennifer Flynn

From: Jennifer Flynn
Sent: Tuesday, January 27, 2009 10:03 AM
To: 'RDFNBA@aol.com'
Subject: RE: DTV - what else?

1. I'll see if I can find out re: coupon status.
2. I don't think so, but let me confirm.
3. Great!

Jennifer A. Flynn
DMA Coordinator, Las Vegas
Federal Communications Commission
Mobile 202.503.0774
Office 202.418.0612
Jennifer.Flynn@fcc.gov



From: RDFNBA@aol.com [mailto:RDFNBA@aol.com]
Sent: Tuesday, January 27, 2009 10:02 AM
To: Jennifer Flynn
Subject: Re: DTV - what else?

Two major issues surfaced in conference calls yesterday. Reno wants to know just how many northern Nevada viewers are on the "waiting list" for coupons.

Las Vegas wants to know if the 30 day requirement to file going early is going to be given an exception if stations want to go on February 17.

Seems that all Las Vegas stations are willing to "Nightlife" for two weeks after February 17.

Bob

From Wall Street to Main Street and everywhere in between, stay up-to-date with the [latest news](#).

15

Jennifer Flynn

From: Jennifer Flynn
Sent: Tuesday, January 27, 2009 10:21 AM
To: Roger Goldblatt
Subject: Questions from Las Vegas
Importance: High

Apparently, the Nevada Broadcasters are now debating whether or not to shut off analog on the 17th. (This is a VERY new position.) They would like some information to help them make this decision.

1. Is there any way to check how many residents of Nevada are wait listed on the coupon program?
2. They would like confirmation that the 30 requirement to file will be given an exception if they go early. (Am trying to look this up, but the website keeps freezing.)

And, as a matter of information, it currently appears that all NV stations are willing to "Nightlife" for 2 weeks after 2/17.

Jennifer A. Flynn
DMA Coordinator, Las Vegas
Federal Communications Commission
Mobile 202.503.0774
Office 202.418.0612
Jennifer.Flynn@fcc.gov



Jennifer Flynn

From: Jennifer Flynn
Sent: Tuesday, January 27, 2009 11:41 AM
To: 'Nicki Nichols'
Subject: Cancellation for January 30

Nicki,

I am so sorry, but I will not be able to be in Las Vegas on Friday, January 30th. I have been unable to reach you by telephone today, but will leave a message on the general voicemail from Senior Lifeline's website. I would be happy to reschedule when I am next in Las Vegas, which should be shortly.

As an update for your seniors regarding DTV, the Senate has passed a bill delaying the transition date and it appears not unlikely that the House will do the same (perhaps today). However, this doesn't mean that anyone should put off any preparations. Many stations (if not most stations in Las Vegas) are already transmitting in digital, so residents can already be enjoying the benefits of DTV. Additionally, the Nevada broadcasters have expressed their preference for transitioning on February 17 even if the rest of the country delays, as long as the legislation passed doesn't prohibit them from doing so. Thus, a delay may not effectively be a delay in Nevada; we will have to see.

I will keep in touch with updates about DTV and my travel schedule. Again, I am so sorry that I won't be able to make it out there this Friday. This is, unfortunately, outside my control. However, I expect to be there soon and would look forward to speaking to your clients.

Warmest wishes,
Jennifer

Jennifer A. Flynn
DMA Coordinator, Las Vegas
Federal Communications Commission
Mobile 202.503.0774
Office 202.418.0612
Jennifer.Flynn@fcc.gov



Jennifer Flynn

From: Jennifer Flynn
Sent: Friday, January 30, 2009 3:06 PM
To: Maureen McLaughlin
Subject: RE: SUNSHINE NOTICE -- please read

My only concern is that they will receive additional requests for the same, which they cannot do.

Jennifer A. Flynn
DMA Coordinator, Las Vegas
Federal Communications Commission
Mobile 202.503.0774
Office 202.418.0612
Jennifer.Flynn@fcc.gov

dtv logo, 221x91, gif format, transparent background

-----Original Message-----

From: Maureen McLaughlin
Sent: Friday, January 30, 2009 3:00 PM
To: Jennifer Flynn
Cc: Roger Goldblatt
Subject: RE: SUNSHINE NOTICE -- please read

Jennifer,

I'm not sure what to do with this information -- this was included in your initial assessment, but should not be public?

*** Non-Public: For Internal Use Only ***

-----Original Message-----

From: Jennifer Flynn
Sent: Friday, January 30, 2009 2:55 PM
To: Maureen McLaughlin
Subject: RE: SUNSHINE NOTICE -- please read

III.

I would guess that Las Vegas Senior Lifeline does not want their activities broadcast, as they made plans for a limited number of people. These are the plans I submitted pursuant to your other request (via Donice), i.e., that they acquired a private donation and Best Buy gave them a \$40/box discount (equivalent to the coupons they tried to, but cannot, get through the program) for their most needy clients). I do not believe they have another private donor to cover additional low income seniors, nor have they arranged with Best Buy to cover additional persons or converter boxes at a \$40 discount rate.

Jennifer A. Flynn

DMA Coordinator, Las Vegas

Federal Communications Commission

Mobile 202.503.0774

Office 202.418.0612

Jennifer.Flynn@fcc.gov

dtv logo, 221x91, gif format, transparent background

-----Original Message-----

From: Maureen McLaughlin
Sent: Friday, January 30, 2009 2:48 PM
To: Jennifer Flynn
Subject: RE: SUNSHINE NOTICE -- please read

Thanks for everything.

*** Non-Public: For Internal Use Only ***

-----Original Message-----

From: Jennifer Flynn
Sent: Friday, January 30, 2009 2:10 PM
To: Maureen McLaughlin
Subject: RE: SUNSHINE NOTICE -- please read

Maureen,

My contact with Entravision is tied up with his "corporate folks" all day today, so I won't be able to speak with him until Monday. I probably won't make your deadline, but I'll send you the information as soon as I have it.

Jennifer

Jennifer A. Flynn

DMA Coordinator, Las Vegas

Federal Communications Commission

Mobile 202.503.0774

Office 202.418.0612

Jennifer.Flynn@fcc.gov

dtv logo, 221x91, gif format, transparent background

-----Original Message-----

From: Maureen McLaughlin
Sent: Thursday, January 29, 2009 9:03 PM
To: Jennifer Flynn; Roger Goldblatt
Subject: Re: SUNSHINE NOTICE -- please read

Thanks so much for the quick response

----- Original Message -----

From: Jennifer Flynn
To: Maureen McLaughlin
Sent: Thu Jan 29 18:12:45 2009
Subject: RE: SUNSHINE NOTICE -- please read

This comes from a conversation with one engineer. I will supplement my response if receive additional information. I will particularly try to get more information regarding the status of Hispanic viewers. For now, please see inserted responses below.

Jennifer A. Flynn

DMA Coordinator, Las Vegas

Federal Communications Commission

Mobile 202.503.0774

Office 202.418.0612

Jennifer.Flynn@fcc.gov

From: Maureen McLaughlin
Sent: Thursday, January 29, 2009 4:20 PM
To: DTV-Pacific
Subject: FW: SUNSHINE NOTICE -- please read

All,

As you can see from the attached, the focus of the next Commission meeting is DTV. To that end, please make sure that all of your reporting is up to date asap (they will be pulling information from that database) - and if you have anything really great that would be worth highlighting please send a description of it directly to me.

Also, in preparation for all of this - we need to pull together a 15-day plan. To that end, we need the following information:

I. Where do we feel that we still need additional resources?

A. Should the delay go through, there is mixed feeling among the broadcasters now as to whether to delay the transition. Primarily, Hispanic stations are concerned about their viewers, so more resources would be helpful for Spanish-speaking television viewers. I can likely gather more information on this before Monday.

B. Mr. Snelson, engineer for Meredith Broadcasting Group, including KVVU in Henderson, NV, said their group has been concerned about group homes or residential complexes with master antenna systems or in-house cable systems. (Similarly, hospitals are of concern.) Complexes with these types of configurations typically include senior citizen residential communities. After discussing the technical requirements for preparing for these systems for the DTV transition with him, I agree. Residents of complexes with master antennas may still need individual converter boxes, and residents of some of these communities may be receiving incorrect information about this from their communities. (I called or visited some of these communities, and was told they already knew they did not need converter boxes. That may not, in fact, be true in all cases.) Mr. Snelson is concerned that some of the complexes that are trying to handle the transition themselves, instead of contracting with a local firm, and may not perform the work correctly, so that on the transition date, whole communities will lose their TV signals. We discussed the potential of creating a publication with an informational checklist for each such type of community. Such a list could only be general and could not purport to serve as complete instructions for any one community. However, Mr.

Snelson thinks it would be possible and a good idea to generate a publication that would at least make these communities aware of what is involved in converting each type of system, including whether their residents may need converter boxes (after all).

II. What are the local broadcaster's plans for the final 15 days and immediately after the transition? We have someone here contacting the state broadcasters, but the thought was you may be able to supplement that with knowledge of what the local broadcasters that you are talking to are doing.

A. As of today (1/29), Meredith Broadcasting Group's stations (including KVVU in Henderson, NV) started airing PSAs anticipating legislation delaying the transition date. These PSAs presume a decision by Meredith that it would keep the February 17th transition date for its stations and broadcast a message that the station "intends to cease analog broadcasting" on 2/17. They refer consumers to www.dtv2009.com <<http://www.dtv2009.com/>> and to the station's telephone number. I brought attention to the fact that the coupon website does not have current information on the transition date and may draw callers seeking information on the status of the coupon program, but Mr. Snelson believes the decision to show this website was made by another department. My impression was that he does not have any input in changing it. I would recommend contacting Meredith Broadcast Group at its corporate headquarters if this is a concern.

III. Which other organizations are doing phone centers/walk in help centers or installations? Please include contact information and phone numbers and let us know if they are ok with us announcing what they are doing publicly.

IV. Do the local broadcasters know the areas that will experience problems receiving signals? (And what are they?)

A. Mr. Snelson didn't know of any in the Las Vegas DMA. He stated that Las Vegas is concentrated in the valley, and beyond that, one is into sand and rattlesnakes. The next city is Pahrump, which is mostly shielded by mountains. Any signal that might reach Pahrump would be provided by translators, but most of that area probably relies on cable and satellite.

Their dry tests (soft tests) did not yield many calls. Regardless, those translators, as well as those in Laughlin, will remain analog throughout the transition date and for the near future.

As usual, we are on a fast turn around. Monday is actually 15 days from the transition - so we need the information tomorrow as close to noon (east coast time) as you can. Please copy both Donice and Roger and I. This information is going to have to be compiled into a cohesive document very quickly, so if you could do us a favor and respond in short paragraphs (easier to copy and edit), we would appreciate it.

*** Non-Public: For Internal Use Only ***

From: Bulan Wheeler
Sent: Thursday, January 29, 2009 3:17 PM
To: Bulan Wheeler
Subject: SUNSHINE NOTICE

See links below to the Sunshine Notice announcing the Thursday, February 5, 2009, Open Commission Meeting:

http://hraunfoss.fcc.gov/edocs_public/attachmatch/DOC-288181A1.doc

http://hraunfoss.fcc.gov/edocs_public/attachmatch/DOC-288181A1.pdf

For your convenience see the Sunshine Notice below:

January 29, 2009

FCC TO HOLD OPEN COMMISSION MEETING

THURSDAY, FEBRUARY 5, 2009

The Federal Communications Commission will hold an Open Meeting on Thursday, February 5, 2009, which is scheduled to commence at 2:00 p.m. in Room TW-C305, at 445 12th Street, S.W., Washington, D.C.

· The meeting will include presentations and discussion by senior agency officials as well as industry, consumer groups and others involved in the Digital Television Transition.

· The purpose of the meeting is to educate and inform the Commission and the public about the status and issues involved with the upcoming Digital Television Transition.

-FCC-

Bulah P. Wheeler
Deputy Manager
Agenda and Publications Group
Office of the Secretary
TW-B230D
(202) 418-1787 (Direct)
(202) 418-0310 (Main)
(202) 418-0281 (FAX)

*** Non-Public: For Internal Use Only ***

Julie Saulnier

From: Julie Saulnier
Sent: Thursday, January 08, 2009 4:03 PM
To: Richard Smith; Erica McMahon
Subject: RE: A washingtonpost.com article

We're here for you, Richard.

From: Richard Smith
Sent: Thursday, January 08, 2009 4:00 PM
To: Julie Saulnier; Erica McMahon
Subject: RE: A washingtonpost.com article

Yes, they will have to implement a suicide watch for anyone involved with this.

From: Julie Saulnier
Sent: Thursday, January 08, 2009 3:57 PM
To: Erica McMahon; Richard Smith
Subject: FW: A washingtonpost.com article

Oh no!

From: Arthur Scrutchins
Sent: Thursday, January 08, 2009 3:52 PM
To: Karen Beverly
Subject: FW: A washingtonpost.com article

FYI



To visit the FCC's Digital Television website either click on the picture above or paste this URL into your browser www.dtv.gov.

washingtonpost.com e-mail

This page was sent to you by:
Obama Team Asks Congress to Postpone Digital TV Switch

By Kim Hart

President-elect Barack Obama's transition team today asked key members of Congress to consider delaying the nation's switch to digital television scheduled for Feb. 17, saying there is "insufficient support" for the problems consumers will experience during the shut-off of analog signals.

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Julie Saulnier

From: Julie Saulnier
Sent: Wednesday, February 04, 2009 4:30 PM
To: Erica McMahon
Subject: Fw: DTV

If you want to talk today about what we'll do, I should be home in 45 minutes.

----- Original Message -----

From: Richard Smith
To: Michael Jacobs; Erica McMahon; Julie Saulnier
Sent: Wed Feb 04 16:15:23 2009
Subject: DTV

The house just voted to extend the transition until June.

Julie Saulnier

From: Julie Saulnier
Sent: Wednesday, February 04, 2009 4:28 PM
To: Wynnie Anderson
Subject: Fw: DTV

FYI. Could you pull up the list of pubs? We can figure it out tomorrow.

----- Original Message -----

From: Richard Smith
To: Michael Jacobs; Erica McMahon; Julie Saulnier
Sent: Wed Feb 04 16:15:23 2009
Subject: DTV

The house just voted to extend the transition until June.

Julie Saulnier

From: Julie Saulnier
Sent: Wednesday, February 04, 2009 4:26 PM
To: Richard Smith
Subject: Re: DTV

Ugh. Thanks I guess.

----- Original Message -----

From: Richard Smith
To: Michael Jacobs; Erica McMahon; Julie Saulnier
Sent: Wed Feb 04 16:15:23 2009
Subject: DTV

The house just voted to extend the transition until June.

Julie Saulnier

From: Julie Saulnier
Sent: Wednesday, January 28, 2009 3:38 PM
To: Sandra Bechan
Subject: Re: No DTV Delay... at least for now...

Thanks, Sandra. That's also what I heard on NPR. You're welcome to stay until 7, but there is no urgency. I haven't heard anything about approval.

----- Original Message -----

From: Sandra Bechan
To: Julie Saulnier
Cc: Wynnie Anderson; Sandra Bechan
Sent: Wed Jan 28 15:29:46 2009
Subject: FW: No DTV Delay... at least for now...

AP is informing the same.
[http://hosted.ap.org/dynamic/stories/T/TEC_DIGITAL_TV_TRANSITION?
SITE=NYUTI&SECTION=HOME&TEMPLATE=DEFAULT](http://hosted.ap.org/dynamic/stories/T/TEC_DIGITAL_TV_TRANSITION?SITE=NYUTI&SECTION=HOME&TEMPLATE=DEFAULT)

Sandra

From: Sandra Bechan
Sent: Wednesday, January 28, 2009 3:26 PM
To: Julie Saulnier
Cc: Wynnie Anderson; Sandra Bechan
Subject: No DTV Delay... at least for now...

Julie,

At least for what Reuters is saying (see link below), the House failed to pass the DTV delay bill today -there might be a new try next week, the source is saying. Therefore, I am keeping the February 17th DTV date in the closed captioning documents I will be sending. Thanks.

<http://www.reuters.com/article/technologyNews/idUSTRE50R5RK20090128>

Sandra

Julie Saulnier

From: Julie Saulnier
Sent: Thursday, January 22, 2009 4:37 PM
To: Richard Smith
Subject: RE: Post-Feb DTV fact sheet

Thanks, Richard. We haven't heard anything about the project either.

From: Richard Smith
Sent: Thursday, January 22, 2009 11:33 AM
To: Erica McMahon; Julie Saulnier
Subject: Post-Feb DTV fact sheet

Not sure of the status of this project, but a couple of pieces of information today. First, the word is that Congress is unlikely to extend the Feb. 17 deadline. Second, for the first time someone here indicated to me today that everyone who has installed a converter box will have to rescan for channels after Feb. 17 as many digital station channel numbers will be changing after the transition. So consumers that are receiving digital channels ok now will not receive them after Feb. 17 unless they rescan using their converter box remote and menu after the transition. That is a significant piece of information for consumers that I have not seen highlighted in our materials.

Julie Saulnier

From: Julie Saulnier
Sent: Thursday, February 05, 2009 1:49 PM
To: Jill Pender
Subject: RE: Senate Passed Amended DTV Delay Bill

Thanks.

-----Original Message-----

From: Jill Pender
Sent: Thursday, February 05, 2009 1:47 PM
To: Julie Saulnier
Subject: FW: Senate Passed Amended DTV Delay Bill

-----Original Message-----

From: Lori Maarbjerg
Sent: Friday, January 30, 2009 9:19 AM
To: Rudy Brioche; Mark Wigfield; Jeff Cohen; Jill Pender; Rick Chessen; Rosemary Harold; Eloise Gore; Thomas Horan; Barbara Kreisman; John Gabrysch; Gordon Godfrey; Roy Stewart; Julius Knapp; Alan Stillwell; Ira Keltz; Cathy Seidel; Louis Sigalos; Patrick Webre; Joel Kaufman; Marilyn Sonn; Edie Herman; Christopher Lewis; Robin Rosenbaum; Gary Epstein; Mindy Ginsburg; Joseph Hall; Mark Stone; Jon Peha; Krista Witanowski; Pam Slipakoff; Bruce Romano; David Furth; William Freedman; Scott Deutchman; Angela Giancarlo; Maureen McLaughlin; Roger Goldblatt
Cc: Deana Funderburk; Jim Balaguer; Timothy Strachan; Joy Medley
Subject: Senate Passed Amended DTV Delay Bill

Last night by UC, the Senate passed the House version of the DTV Delay bill. There's a new bill number - S. 352. The text is attached.

As I understand it, the House is still likely to take up the bill next week by going to the Rules Committee on Tuesday, and to the floor on Wednesday. There's a Democratic Retreat next Thursday and Friday, so if it's going to happen it'll be before then.

Please let me know if you have any questions. Thanks!

Julie Saulnier

From: Julie Saulnier
Sent: Thursday, January 29, 2009 9:35 AM
To: Erica McMahon
Subject: Fw: Recap: DTV Delay Bill

Well, it was nice while it lasted.

----- Original Message -----

From: Margaret Dailey
To: Julie Saulnier
Sent: Wed Jan 28 18:05:08 2009
Subject: FW: Recap: DTV Delay Bill

Details ...

From: Lori Maarbjerg
Sent: Wednesday, January 28, 2009 4:57 PM
To: Mark Wigfield; Jeff Cohen; Jill Pender; Rick Chessen; Rosemary Harold; Rudy Brioche; Eloise Gore; Thomas Horan; Barbara Kreisman; John Gabrysch; Gordon Godfrey; Roy Stewart; Julius Knapp; Alan Stillwell; Ira Keltz; Cathy Seidel; Louis Sigalos; Patrick Webre; Joel Kaufman; Marilyn Sonn; Edie Herman; Christopher Lewis; Robin Rosenbaum; Gary Epstein; Mindy Ginsburg; Joseph Hall; Mark Stone; Jon Peha; Krista Witanowski; Pam Slipakoff; Bruce Romano; David Furth; Angela Giancarlo; Maureen McLaughlin; Roger Goldblatt
Cc: Deana Funderburk; Jim Balaguer; Timothy Strachan; Joy Medley
Subject: Recap: DTV Delay Bill

Here's a brief recap of today's events in a condensed format. Please forward to anyone else who may need it.

- * After 40 minutes of debate on Tuesday evening, a roll call vote on the House version of S. 328 was postponed until today.
- * The bill was brought to the floor under suspension of the rules which requires 2/3s of the House to approve the measure for it to pass (i.e. 285 votes)
- * The final vote was 258-168, and the measure was not agreed to.
- * The Majority can bring the measure back up under regular order by going to the Rules Committee to establish a rule for consideration, which could include floor amendments, but only requires a simple majority to pass (i.e. 218).
- * While Chairman Waxman has not released an official statement on the next steps, at this point, I'm hearing that because they were able to garner over 250 votes in the affirmative, there is a possibility that they will take up the measure next week prior to the House Democratic Retreat on Thursday and Friday.
- * If the House is successful in passing S. 328 next week, it still has to go back to the Senate because the language is different.
- * On a side note, Reps. Barton and Stearns have proposed their bill (H.R. 661) as an alternative to a date delay. It would provide \$250 million for coupons in order to clear the backlog of coupon requests in the NTIA program.

Julie Saulnier

From: Julie Saulnier
Sent: Thursday, January 29, 2009 9:34 AM
To: Margaret Dailey
Subject: Re: Recap: DTV Delay Bill

Thanks. Arrrrrrrrgh!

----- Original Message -----

From: Margaret Dailey
To: Julie Saulnier
Sent: Wed Jan 28 18:05:08 2009
Subject: FW: Recap: DTV Delay Bill

Details ...

From: Lori Maarbjerg
Sent: Wednesday, January 28, 2009 4:57 PM
To: Mark Wigfield; Jeff Cohen; Jill Pender; Rick Chessen; Rosemary Harold; Rudy Brioche; Eloise Gore; Thomas Horan; Barbara Kreisman; John Gabrysch; Gordon Godfrey; Roy Stewart; Julius Knapp; Alan Stillwell; Ira Keltz; Cathy Seidel; Louis Sigalos; Patrick Webre; Joel Kaufman; Marilyn Sonn; Edie Herman; Christopher Lewis; Robin Rosenbaum; Gary Epstein; Mindy Ginsburg; Joseph Hall; Mark Stone; Jon Peha; Krista Witanowski; Pam Slipakoff; Bruce Romano; David Furth; Angela Giancarlo; Maureen McLaughlin; Roger Goldblatt
Cc: Deana Funderburk; Jim Balaguer; Timothy Strachan; Joy Medley
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- * On a side note, Reps. Barton and Stearns have proposed their bill (H.R. 661) as an alternative to a date delay. It would provide \$250 million for coupons in order to clear the backlog of coupon requests in the NTIA program.

Julie Saulnier

From: Julie Saulnier
Sent: Wednesday, January 28, 2009 4:15 PM
To: Erica McMahon
Subject: FW: No DTV Delay... at least for now...

Hopeful news . . . Hope it leads to some re-thinking. I looked at a blog last night and participants were 96% against delay. Unfortunately, they're not the vulnerable population.

From: Sandra Bechan
Sent: Wed 1/28/2009 3:29 PM
To: Julie Saulnier
Cc: Wynnie Anderson; Sandra Bechan
Subject: FW: No DTV Delay... at least for now...

AP is informing the same. http://hosted.ap.org/dynamic/stories/T/TEC_DIGITAL_TV_TRANSITION?SITE=NYUTI&SECTION=HOME&TEMPLATE=DEFAULT

Sandra

From: Sandra Bechan
Sent: Wednesday, January 28, 2009 3:26 PM
To: Julie Saulnier
Cc: Wynnie Anderson; Sandra Bechan
Subject: No DTV Delay... at least for now...

Julie,

At least for what Reuters is saying (see link below), the House failed to pass the DTV delay bill today –there might be a new try next week, the source is saying. Therefore, I am keeping the February 17th DTV date in the closed captioning documents I will be sending. Thanks.

<http://www.reuters.com/article/technologyNews/idUSTRE50R5RK20090128>

Sandra

10

Julie Saulnier

From: Julie Saulnier
Sent: Tuesday, January 27, 2009 5:47 PM
To: Margaret Dailey
Subject: FW: Just Returnng the Favor

FYI (below). Also, Mark is picking me up around 6:30 if you'd like a ride.

From: Julie Saulnier
Sent: Tuesday, January 27, 2009 5:46 PM
To: Richard Smith
Cc: Bert Weintraub
Subject: Just Returnng the Favor

Thought you might enjoy this comment (with a bit of editing) on an article announcing that the Senate had voted to delay DTV transition. In the blogosphere, opinion seems to be overwhelmingly against. For all comments, go to www.dslreports.com/shownews/Senate-Delays-DTV-Transition-100461.

the point you fail to get is that Tv stations CAN still cut off analog on Feb 17th. So if you are one of those that have bene waiting and think you have until June to act you are going to be very surpsied when your TV is usueless well ebfore then. COngres could have just as easily apporpritat more funds to the coupon program, allowed people with expired coupons ot re-apply and extend the deadline to file for coupons with out extendind the cut off date which will confuse everyone. People that were waiting for their stations to go all digital so they could get better reception are now going to be forced to wait 4 months because of people for whatever reason are not ready if thier station is not going to switch until June. How is that fair. You take the time to get prepared and you get punished?

I for one hope the vast majority of stations switch so these idiots that voted for the delay can see what a clusterf--- they created.

Julie Saulnier

From: Julie Saulnier
Sent: Monday, January 12, 2009 5:01 PM
To: Bert Weintraub
Subject: RE: Obama & DTV

Thanks.

From: Bert Weintraub
Sent: Monday, January 12, 2009 4:16 PM
To: Julie Saulnier
Subject: Obama & DTV

Julie, below is an item a friend of mine sent me, which I saw when I arrived this morning. Happy reading!

News Analysis

Digital TV: Mr. Obama, You're a Little Late!

The President-elect should have spoken out on the Digital TV transition problem months ago.

By Swanni

Washington, D.C. (January 9, 2009) -- President-elect Barack Obama this week has joined the growing chorus of people who have concluded that the nation is not ready for next month's Digital TV transition.

In a letter to key lawmakers urging that the February 17 switch to digital be delayed, Obama's transition chief cited a litany of issues including the fact that federal funds for digital converter coupons have run out.

While Obama's transition team is correct to point out that the digital transition could force millions of people to lose their TV signals, the President-elect is woefully late to address this problem. By calling for a delay now, Obama is like the captain of the Titanic calling for his deck commander to make a left turn before hitting the iceberg.

Mr. President-elect, where were you last year when some of these problems started to surface? Why didn't you speak out then when it could have had an impact on how government and industry officials handled the transition process?

Yes, I know you were busy, but don't tell me this issue wasn't important enough to address. It seems to be important enough now to call for a delay.

And don't tell me that you weren't aware of the problem -- because you were asked about the transition in June in an interview with Broadcasting & Cable. After reading your remarks, below is a commentary I wrote last June urging you to get involved in this issue

Obama Is Fuzzy On Digital TV Switch

The presumptive Democratic presidential nominee apparently has no clue that the transition is in trouble.

By Swanni

Washington, D.C. (June 17, 2008) -- Sen. Barack Obama, the presumptive Democratic presidential nominee, was asked this week by *Broadcasting and Cable Magazine* for his views on the nation's switch to Digital TV, scheduled on February 17, 2009.

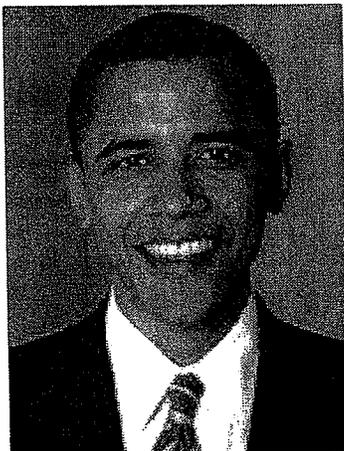
His response: Nothing.

Well, okay, not literally nothing, but it might as well have been.

In an e-mail response to *B&C*, Obama jotted down the usual spin about the importance of educating consumers -- and ensuring that the neediest people get those \$40 federal coupons that can be used to buy digital converter boxes.

(On February 17, 2009, all full-powered local stations must switch their analog signals to digital which means viewers will need a Digital TV, a digital converter box or a pay TV subscription to continuing watching television.)

"I am committed to working with the Senate and House Commerce Committees and the appropriate agencies to ensure that this transition happens without significant disruption and inconvenience," wrote Obama, or more likely, some Obama staffer.



Obama: Spin, but no substance, on Digital TV.

But in recent weeks, countless studies and numerous witnesses before congressional committees have testified that the transition is on wobbly ground. For instance:

- * The government says it may run out money to mail converter box coupons to consumers who want them -- and it says it has no plans to request more money for that effort;
- * Hundreds of thousands of converter coupons are scheduled to expire soon - - and the government currently has no plan to allow consumers to reapply for them;
- * Consumers are having trouble finding the converters in stores with retailers

adding that they have no idea when more converters will be available;

* Millions of consumers say they have no plans to prepare for the switch;

* Millions more who don't need to do anything for the switch are planning to get converter boxes anyway, leaving fewer available for those who do need them;

* Millions of homes may lose some local stations even if they get converter boxes, which will likely cause widespread anger and confusion.

And so on...and so on...

But in Obama's comments, the senator offers no indication that the Digital TV switch could become the technological equivalent of Katrina -- with millions of people losing their TV signals overnight. He also expresses no indication that the transition is even in trouble, despite the piling evidence.

The transition is now just seven months away, but the Illinois senator seems like he isn't even paying attention.

"The transition will continue to require public-private cooperation and targeted outreach to seniors and lower-income communities. We have made coupons available for converter boxes, and we need to ensure that the neediest individuals are receiving them," Obama stated.

Blah, blah, blah.

Before you accuse me of political bias, let me say that Sen. John McCain, the presumptive GOP nominee, is no better. The Arizona senator has issued the same robotic responses to questions about the transition, suggesting that consumer education is needed and the government must work with the private sector. (President Bush has also all but ignored the problem; the National Association of Broadcasters has even publicly urged the president to get more involved.)

But everyone knows that. What we don't know is what our so-called leaders are going to do about ensuring that this sinking ship is righted before it's too late. The transition is scheduled for February 17, 2009 -- less than one month after the next president takes office.

Whoever that might be, he better wake up and start paying attention to what could be the first major disaster in his administration.

Julie Saulnier

From: Julie Saulnier
Sent: Friday, January 09, 2009 11:56 AM
To: Arthur Scrutchins
Subject: RE: A washingtonpost.com article

Thanks for this. Bad idea, in my opinion. Better for Congress to simply vote more money for coupons. Also, Richard Smith says that if he has to keep working on DTV after 2/17/09, he may commit suicide. I wouldn't want that to happen.

From: Arthur Scrutchins
Sent: Thursday, January 08, 2009 3:52 PM
To: Karen Beverly
Subject: FW: A washingtonpost.com article

FYI



To visit the FCC's Digital Television website either click on the picture above or paste this URL into your browser www.dtv.gov.

washingtonpost.com e-mail

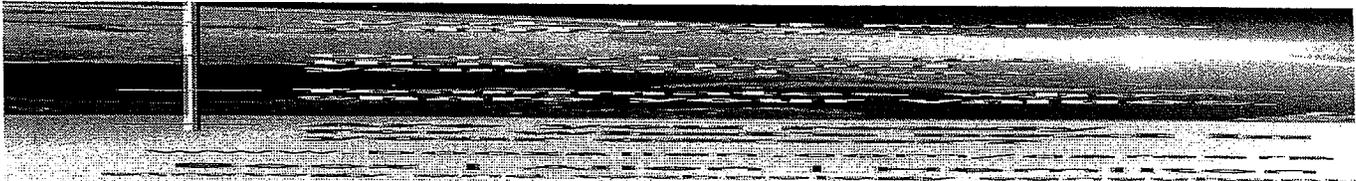
This page was sent to you by:

Obama Team Asks Congress to Postpone Digital TV Switch

By Kim Hart

President-elect Barack Obama's transition team today asked key members of Congress to consider delaying the nation's switch to digital television scheduled for Feb. 17, saying there is "insufficient support" for the problems consumers will experience during the shut-off of analog signals.

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Pam Slipakoff

From: Lori Maarbjerg
Sent: Wednesday, February 04, 2009 7:52 PM
To: Pam Slipakoff
Subject: Re: S. 352 & Summary

In my e-mail, I meant to say S. 352. Sorry.

----- Original Message -----

From: Pam Slipakoff
To: Lori Maarbjerg
Sent: Wed Feb 04 19:50:38 2009
Subject: Re: S. 352 & Summary

Thanks

----- Original Message -----

From: Lori Maarbjerg
To: Pam Slipakoff
Sent: Wed Feb 04 19:47:05 2009
Subject: S. 352 & Summary

Pam: Here's the Senate passed version of S. 328 and a summary. I don't have the final enrolled bill yet, but there were no changes to the version the Senate passed last week.

Pam Slipakoff

From: Pam Slipakoff
Sent: Wednesday, February 04, 2009 7:51 PM
To: Lori Maarbjerg
Subject: Re: S. 352 & Summary

Thanks

----- Original Message -----

From: Lori Maarbjerg
To: Pam Slipakoff
Sent: Wed Feb 04 19:47:05 2009
Subject: S. 352 & Summary

Pam: Here's the Senate passed version of S. 328 and a summary. I don't have the final enrolled bill yet, but there were no changes to the version the Senate passed last week.

Pam Slipakoff

From: Lori Maarbjerg
Sent: Wednesday, February 04, 2009 7:47 PM
To: Pam Slipakoff
Subject: S. 352 & Summary
Attachments: Summary of S. 328 & S. 352.doc; S. 352 (Amended Senate DTV bill - as passed).pdf

Pam: Here's the Senate passed version of S. 328 and a summary. I don't have the final enrolled bill yet, but there were no changes to the version the Senate passed last week.