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

To The Commission

SUPPLEMENT TO FURTHER COMMENTS AND REPLY COMMENTS OF THE DIVERSITY AND COMPETITION SUPPORTERS

The Diversity and Competition Supporters (“DCS”) respectfully submit this Supplement to the December 26, 2012 DCS Further Comments and the January 4, 2013 DCS Further Reply Comments on the Commission’s recently released commercial broadcast station ownership report. DCS continues to urge the Commission to consider, immediately, the pending 47 race neutral proposals to promote broadcast diversity. This Supplement provides the Commission

1 The Diversity and Competition Supporters is a coalition of national organizations created in 2002 to advance the cause of minority ownership in MB Docket No. 02-277 and subsequent dockets (see Appendix). This and all DCS pleadings reflect the institutional views of each of the Diversity and Competition Supporters, and are not intended to represent the individual views of each of the Diversity and Competition Supporters’ officers, directors and members.


with an updated chart, infra, of the numerous industry associations (the Newspaper Association of America (NAA), the National Association of Broadcasters (NAB), and the National Association of Media Brokers (NAMB)), media companies (Media General, Inc., the Tribune Company, Bonneville International, the Scranton Times and Morris Communications) and a coalition of public interest organizations led by the Office of Communication of the United Church of Christ, that have endorsed some of DCS’ 47 pending proposals. The 47 proposals were submitted by the 50 national organizations that signed on to DCS’ March 5, 2012 Initial Comments and its April 3, 2012 Supplemental Comments; seven additional national organizations have subsequently endorsed all 47 proposals.4

I. ORGANIZATIONS THAT HAVE ENDORSED PROPOSALS MADE BY THE DIVERSITY AND COMPETITION SUPPORTERS

The table below sets out proposals made by DCS, as enumerated in DCS’ 2012 Supplemental Comments, and each organization filing comments in support of the proposals.

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Ownership-Comments-040312.pdf (last visited Dec. 19, 2012) (“DCS 2012 Supplemental Comments”). DCS respectfully commends to the Commission a December 27, 2012 commentary by former Commissioner Deborah Taylor Tate, http://broadbandandsocialjustice.org/2012/12/the-color-of-voices/ (last visited January 11, 2013) in which Commissioner Tate concurs with former Commissioner Michael Copps’ suggestion that the Commission rule on some of the DCS proposals every month:

My former colleague Commissioner Mike Copps and I probably don’t agree about much regarding media ownership, but we do agree on one thing that he suggested over 5 years ago. The FCC should commit to review and vote on some of those 71 long-pending minority ownership proposals every month. Up or down. Just please do something in 2013 to ensure that women and minorities can participate fully in America’s broadcasting industry.

4 See DCS 2012 Supplemental Comments at p. 94 (the Appendix to which sets out the 50 DCS member signatories of the Supplemental Comments). To those 50 organizations endorsing the 47 proposals and ODP definition in March/April 2012, DCS can add seven more (included in the Appendix to the instant Supplement) that have now also endorsed the 47 proposals: ASPIRA, National Action Network, National Black Chamber of Commerce, National Black Religious Broadcasters, National Conference of Black Mayors, National Coalition on Black Civic Participation, and National Hispanic Caucus of State Legislators.
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<tr>
<th>Proposal Number</th>
<th>Name of Proposal</th>
<th>Endorsing Organization</th>
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<tbody>
<tr>
<td>1</td>
<td>Minority Ownership Incubation</td>
<td>Tribune Company, NAA, NAB, NAMB, Bonneville-Scranton, Morris Communications</td>
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<tr>
<td>2</td>
<td>Relax Broadcast Foreign Ownership Restrictions</td>
<td>Tribune Company, NAB, Bonneville-Scranton</td>
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11 See Tribune Company Comments at p. 41.

12 See NAB Comments at p. 7.
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<tr>
<td>3</td>
<td>Reinstate and Expand Tax Certificate Policy</td>
<td>Tribune Company, (^{14}) NAB, (^{15}) Media General, Inc., (^{16}) NAMB, (^{17}) Bonneville-Scranton, (^{18}) UCC et al, (^{19}) Morris Communications</td>
</tr>
<tr>
<td>7</td>
<td>Create a Media and Telecom Public Engineer Position to Assist Small Businesses and Nonprofits with Routine Engineering Matters</td>
<td>NAB (^{21})</td>
</tr>
<tr>
<td>8</td>
<td>Issue A One-Year Waiver, On A Case-By Case Basis, Of Application Fees For Small Businesses And Nonprofits</td>
<td>NAA (^{22})</td>
</tr>
<tr>
<td>9</td>
<td>Grant Eligible Entities a Rebuttable Presumption of Eligibility for Waivers, Reductions, or Deferrals of Commission Fees</td>
<td>Tribune Company (^{23})</td>
</tr>
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\(^{13}\) See Bonneville-Scranton Comments at p. 13.

\(^{14}\) See Tribune Company Comments at p. 41.

\(^{15}\) See NAB Reply Comments at p. 32.


\(^{17}\) See NAMB Comments at p. 7.

\(^{18}\) See Bonneville-Scranton Comments at p. 14.


\(^{20}\) See Morris Communications Comments at p. 6.

\(^{21}\) See NAB Reply Comments at p. 33, n. 131.

\(^{22}\) See NAA Comments at p. 10.
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<tr>
<td>11</td>
<td>Extend Grandfathering for One Year if the Cluster or Noncompliant Station(s) are Sold to a Small Business</td>
<td>Tribune Company (would also support permanent grandfathering), 24 Morris Communications</td>
</tr>
<tr>
<td>13</td>
<td>Structural Rule Waivers for Financing Construction of an Unbuilt Station</td>
<td>Tribune Company 26</td>
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<tr>
<td>14</td>
<td>Use the Share-Time Rule to Allow Broadcasters to Share Frequencies to Foster Ownership of DTV and FM Subchannels</td>
<td>Tribune Company 27</td>
</tr>
<tr>
<td>16</td>
<td>Relax the Main Studio Rule</td>
<td>NAA, 28 Tribune Company, 29 NAB 30</td>
</tr>
<tr>
<td>17</td>
<td>Clarify that Eligible Entities can Obtain 18 Months to Construct Major Modifications of Authorized Facilities</td>
<td>Tribune Company 31</td>
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<tr>
<td>18</td>
<td>Extend the Three-Year Period for New Station Construction Permits for Eligible Entities and SDBs</td>
<td>Tribune Company 32</td>
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<tr>
<td>20</td>
<td>Authorize Interference Agreements</td>
<td>Tribune Company 33</td>
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23 See Tribune Company Comments at p. 41.
24 See id. at p. 42.
25 See Morris Communications Comments at p. 5.
26 See Tribune Company Comments at p. 43.
27 See id.
28 See NAA Comments at p. 10.
29 See Tribune Company Comments at p. 43.
30 See NAB Reply Comments at p. 33, n. 131.
31 See Tribune Company Comments at p. 43.
32 See id.
33 See id.
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<tr>
<td>21</td>
<td>Harmonize Interference Protection Standards; Allow FM Applicants to Specify Class C, C0, C1, C2, and C3 Facilities in Zones I and IA</td>
<td>NAB (“allow FM applicants to specify Class C, C0, C1, C2, and C3 facilities in Zones 1 and 1A”)&lt;sup&gt;34&lt;/sup&gt;</td>
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<tr>
<td>22</td>
<td>Relax the Limit of Four Contingent Applications</td>
<td>Tribune Company,&lt;sup&gt;35&lt;/sup&gt; NAB&lt;sup&gt;36&lt;/sup&gt;</td>
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<tr>
<td>23</td>
<td>Request the Removal of AM Nighttime Coverage Rules from Section 73.24(i)</td>
<td>NAB&lt;sup&gt;37&lt;/sup&gt;</td>
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<tr>
<td>24</td>
<td>Relax Principal Community Coverage Rules for Commercial Stations</td>
<td>Tribune Company,&lt;sup&gt;38&lt;/sup&gt; NAB&lt;sup&gt;39&lt;/sup&gt;</td>
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<tr>
<td>25</td>
<td>Replace “Minimum Efficiency” Standard for AM Stations with a “Minimum Radiation” Standard</td>
<td>NAB&lt;sup&gt;40&lt;/sup&gt;</td>
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<tr>
<td>35</td>
<td>Conduct Tutorials on Radio Engineering Rules at Headquarters and Annual Conferences</td>
<td>NAA,&lt;sup&gt;41&lt;/sup&gt; NAB,&lt;sup&gt;42&lt;/sup&gt; Bonneville-Scranton&lt;sup&gt;43&lt;/sup&gt;</td>
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<tr>
<td>38</td>
<td>Remove Non-Viable FM Allotments</td>
<td>NAB&lt;sup&gt;44&lt;/sup&gt;</td>
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<sup>34</sup> See NAB Reply Comments at p. 33, n. 131.
<sup>35</sup> See Tribune Company Comments at p. 44.
<sup>36</sup> See NAB Reply Comments at p. 33, n. 131.
<sup>37</sup> See id.
<sup>38</sup> See Tribune Company Comments at p. 44.
<sup>39</sup> See NAB Reply Comments at p. 33, n. 131.
<sup>40</sup> See id.
<sup>41</sup> See NAA Comments at p. 10.
<sup>42</sup> See NAB Reply Comments at p. 33, n. 131.
<sup>43</sup> See Bonneville-Scranton Comments at p. 14.
<sup>44</sup> See NAB Reply Comments at p. 33, n. 131.
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<tr>
<td>45</td>
<td>Ask Congress to Create a Small and Minority Communications Loan Guarantee Program through the Small Business Administration</td>
<td>NAA&lt;sup&gt;45&lt;/sup&gt;</td>
</tr>
<tr>
<td>47</td>
<td>Provide Tax Credits to Companies that Donate Broadcast Stations to Institutions that Train Minorities and Women in Broadcasting.</td>
<td>NAA&lt;sup&gt;46&lt;/sup&gt;</td>
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Respectfully submitted,

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<sup>45</sup> See NAA Comments at p. 10.

<sup>46</sup> See id.
APPENDIX (FINAL)


1. A. Philip Randolph Institute
2. American Indians in Film and Television
3. ASPIRA
4. Black College Communication Association
5. Black Entertainment and Sports Lawyers Association
6. Black Leadership Forum
7. Broadband & Social Justice
8. Communications Consumers United
9. Dialogue on Diversity
10. Hispanic Elected Local Officials
11. International Black Broadcasters Association
12. Latinos in Sciences and Technology Association
13. Lawyers’ Committee for Civil Rights Under Law
14. League of United Latin American Citizens
15. MANA – A National Latina Organization
16. Minority Media and Telecommunications Council
17. National Action Network
18. National Association of Black County Officials
19. National Association of Black Journalists
20. National Association of Black Telecommunications Professionals
22. National Black Caucus of Local Elected Officials
23. National Black Caucus of State Legislators
24. National Black Chamber of Commerce
25. National Black Church Initiative
27. National Coalition on Black Civic Participation
28. National Conference of Black Mayors
30. National Hispanic Caucus of State Legislators
31. National Hispanic Foundation for the Arts
32. National Newspaper Publishers Association
33. National Organization of Black County Officials
34. National Organization of Black Elected Legislative Women
35. National Puerto Rican Chamber of Commerce
36. Universal Impact
37. Vision Maker Media (formerly Native American Public Telecommunications)
38. Women’s Institute for Freedom of the Press

In Initial Comments March 5, 2012 and Supplemental Comments April 3, 2012, 50 Diversity and Competition Supporters endorsed the 47 proposals and the eligible entity definition (ODP) that are discussed in these Further Comments. These 50 organizations continue to support the 47 proposals and the ODP definition. The 38 organizations listed here have now signed onto both the December 26, 2012 Further Comments, the January 4, 2013 Further Reply Comments, and this Supplement. In all, 57 DCS organizations have endorsed the 47 proposals and the ODP definition (see n. 4 supra).