

ATTENTION CABLE TV OPERATORS

- The Copyright Royalty Tribunal's 1980 adjustment of the royalty rates for cable systems to reflect differences in national monetary inflation and increases in average rates charged subscribers (46 Fed. Reg. 892; January 5, 1981) has been upheld by the United States Court of Appeals for the District of Columbia Circuit (*NCTA v. CRT*, Nos. 81-1005 and 81-1081, September 10, 1982). The Copyright Office will now implement this rate adjustment.

- The adjusted rate structure for cable systems is:

- **"Gross Receipts" Limitations**

Form CS/SA 1: \$55,500 or Less (\$20 fee)

Form CS/SA-2: \$55,501-\$213,999

Form CS/SA-3: \$214,000 Plus

- **"DSE Fee" (For Form CS/SA-3 Filings)**

.799 of 1 per centum of "gross receipts" for the privilege of further transmitting any nonnetwork programming of a primary transmitter in whole or in part beyond the local service area of such primary transmitter, such amount to be applied against the fee, if any, payable pursuant to paragraphs 2 through 4 below;

.799 of 1 per centum of "gross receipts" for the first distant signal equivalent;

.503 of 1 per centum of "gross receipts" for each of the second, third, and fourth, distant signal equivalents;

.237 of 1 per centum of "gross receipts" for the fifth distant signal equivalent and for each additional distant signal equivalent thereafter.

- The *effective date* of the 1980 rate adjustment is *January 1, 1981*. (See 47 Fed. Reg. 44728.) The Licensing Division will notify all cable systems individually and separately for the first and second accounting periods of 1981 and the first accounting period of 1982, if the system's "Adjusted Royalty Fee" will result in a **REFUND** or if **ADDITIONAL** royalty fees are due.
- Since the "Gross Receipts" limitations were adjusted upward and the median level raised from \$80,000 to \$107,000 (in Form CS/SA-2), certain systems will drop into another filing category.
- *Reminder:* The Licensing Division will recalculate and notify each cable system of its *Adjusted Royalty Fee* based on the gross receipts reported to the Copyright Office for the appropriate accounting period. It should be noted, however, that this procedure does not relieve cable systems from their full obligations under title 17, U.S.C., and that the filing of a Supplemental Statement shall have only such effect as may be attributed to it by a court of competent jurisdiction.
- Questions concerning this announcement or the adjusted rate structure should be addressed to:

Licensing Division
Copyright Office
Library of Congress
Washington, D.C. 20557
(202) 287-8130