

In Phase I of a cable royalty distribution, royalties are distributed to certain categories of broadcast programming that has been retransmitted by cable systems. The categories have traditionally been syndicated programming and movies, sports, commercial and noncommercial broadcaster-owned programming, religious programming, music, and Canadian programming. We seek comments as to controversies between these categories for royalty distribution.

In Phase II of a cable royalty distribution, royalties are distributed to claimants within a program category. If a claimant anticipates a Phase II controversy, the claimant must state each program category in which he or she has an interest that has not, by the end of the comment period, been satisfied through a settlement agreement.

The Copyright Office must be advised of all Phase I and Phase II controversies and the extent of those controversies by the end of the comment period. We will not consider any controversies that come to our attention after the close of that period.

## 2. Notice of Intention To Participate

Those parties who have not settled their claims to the 1998 cable royalty fund and wish to participate in a CARP proceeding, either at Phase I or Phase II, to resolve the distribution must file a Notice of Intention to Participate. Notices of Intention to Participate are due no later than October 6, 2000. Failure to file a timely Notice of Intention to Participate may preclude a claimant or claimants from participating in a CARP proceeding.

Section 251.45(a) of the rules, 37 CFR, requires that a Notice of Intention to Participate must be filed in order to participate in a CARP proceeding, but it does not prescribe the contents of the Notice. Recently, in another proceeding, the Library has been forced to address the issue of what constitutes a sufficient Notice and to whom it is applicable. *See* Orders in Docket No. 2000-2 CARP CD 93-97 (June 22, 2000, and August 1, 2000). These rulings will result in a future amendment to § 251.45(a) to specify the content of a properly filed Notice. In the meantime, the Office advises those parties filing Notices of Intention to Participate in this proceeding to comply with the following instructions.

Each claimant that has a dispute over the distribution of the 1998 cable royalty funds, either at Phase I or Phase II, shall file a Notice of Intention to Participate that contains the following: (1) the claimant's full name, address,

telephone number, and facsimile number (if any); (2) identification of whether the Notice covers a Phase I proceeding, a Phase II proceeding, or both; and (3) a statement of the claimant's intention to fully participate in a CARP proceeding.

Claimants may, in lieu of individual Notices of Intention to Participate, submit joint Notices. In lieu of the requirement that the notice contain the claimant's name, address, telephone number and facsimile number, a joint notice shall provide the full name, address, telephone number, and facsimile number (if any) of the person filing the notice and it shall contain a list identifying all the claimants that are parties to the joint Notice. In addition, if the joint Notice is filed by counsel or a representative of one or more of the claimants identified in the joint Notice, the joint Notice shall contain a statement from such counsel or representative certifying that, as of the date of submission of the joint Notice, such counsel or representative has the authority and consent of the claimants to represent them in the CARP proceeding.

## 3. Motion of Phase I Claimants for Partial Distribution

A claimant who is not a party to the motion, but who files a Notice of Intention to Participate, may file a response to the motion no later than the due date set forth in this notice for comments on the existence of controversies and the Notices of Intention to Participate. The Motion of Phase I Claimants for Partial Distribution is available for copying in the Office of the General Counsel and may be found on the Copyright Office website at <http://www.loc.gov/copyright/carp/cablepetition.pdf>.

Dated: August 30, 2000.

**David O. Carson,**

*General Counsel.*

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**BILLING CODE 1410-33-P**

## NATIONAL CREDIT UNION ADMINISTRATION

### Sunshine Act Meeting; Notice of Meetings

**TIME AND DATE:** 10 a.m., Thursday, September 7, 2000.

**PLACE:** Board Room, 7th Floor, Room 7047, 1775 Duke Street, Alexandria, VA 22314-3428.

**STATUS:** Open

**MATTERS TO BE CONSIDERED:**

1. Request from Three (3) Federal Credit Unions to Convert to Community Charters.

2. Missouri Member Business Loan Rule.

3. Request from a Corporate Credit Union to Convert to a Federally-Chartered Corporate Credit Union, with a National Field to Membership.

4. Appeal from a Federal Credit Union of the Regional Director's Denial of a Field of Membership Expansion Request.

5. Appeals from Two (2) Federal Credit Unions of the Regional Directors' Denials of Conversion from a Multiple Common Bond to a Community Charter.

6. Advanced Notice of Proposed Rulemaking: Part 741, NCUA's Rules and Regulations, Overseas Branching by Federally-Insured, State-Chartered Credit Unions.

7. Final Rule: Sections 709.10 and 709.11, NCUA's Rules and Regulations, Treatment of Certain Funds in Conservatorship or Liquidation.

**RECESS:** 11:15 a.m.

**TIME AND DATE:** 11:30 a.m., Thursday, September 7, 2000.

**PLACE:** Board Room, 7th Floor, Room 7047, 1775 Duke Street, Alexandria, VA 22314-3428.

**STATUS:** Closed

### MATTERS TO BE CONSIDERED:

1. Administrative Action under Section 206 of the Federal Credit Union Act. Closed pursuant to exemptions (8), (9)(A)(ii), and (9)(B).

2. Two (2) Administrative Actions under Part 704 of NCUA's Rules and Regulations. Closed pursuant to exemption (8).

3. Field of Membership Appeal. Closed pursuant to exemptions (8) and (9)(A)(ii).

4. Three (3) Personnel Matters. Closed pursuant to exemptions (2) and (6).

**FOR FURTHER INFORMATION CONTACT:** Becky Baker, Secretary of the Board, Telephone 703-518-6304.

**Becky Baker,**

*Secretary of the Board.*

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## NATIONAL FOUNDATION FOR THE ARTS AND THE HUMANITIES

### National Endowment for the Arts; President's Committee on the Arts and the Humanities: Meeting XLIX

Pursuant to Section 10 (a) (2) of the Federal Advisory Committee Act (Pub. L. 92-463), as amended, notice is hereby given that a meeting of the President's