

January 14, 2010

Stephen Ruwe
Attorney Advisor
Office of General Counsel
United States Copyright Office
Library of Congress
101 Independence Avenue SE
Washington, DC 20559-6000

Re: Status of Discussions Regarding Changes to the Section 115 Regulations

Dear Mr. Ruwe:

Per your letter dated December 4, 2009, the undersigned parties and their representatives ("Parties") are submitting this letter to update you regarding the status of our discussions concerning changes to the Section 115 regulations necessitated by the recent ruling of the Copyright Royalty Board in Docket No. 2006-3 CRB DPRA.

The Parties are pleased to report that they have agreed to work together on this matter and intend to hold a face-to-face meeting in the very near future to begin working in earnest to develop a consensus proposal to submit to the Copyright Office. Our goal is to submit a consensus proposal that would obviate the need for the Office to develop its own proposed rule(s). Due to the complexity of the issues and the number of parties with differing points of view, we anticipate that it will take approximately 60 to 90 days to develop a comprehensive consensus proposal. We regret the delay but the end of 2009 was an exceptionally busy time for all of the Parties.

In light of the above, we propose that the Parties be given until March 31, 2010 to either submit (1) a joint proposal, (2) one or more separate proposals or (3) if more time is needed to finalize a consensus, a further status update. Please let us know if you find this proposal acceptable.

Thank you,



Steve Marks
Executive Vice President and General Counsel
Recording Industry Association of America, Inc.

Jay Rosenthal/sbc

Jay Rosenthal
General Counsel
National Music Publishers Association

Rick Carnes/sbc

Rick Carnes
President
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Bart Herbison/sbc

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Lee Knife/sbc

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