



## QUESTIONS AND ANSWERS

### **When does our radio license with ASCAP expire?**

Your ASCAP radio license agreement expires December 31, 2009.

### **Will there be new agreements?**

ASCAP and the Radio Music License Committee (RMLC) are meeting to workout new agreements.

### **Does the RMLC represent us?**

Only if you have specifically authorized them to represent you.

### **If we choose not to be represented by the RMLC do we get the same terms as stations represented by them?**

Yes. If you sign the enclosed 2010 ASCAP Radio Station License Extension Agreement, your station will be in the same position as stations represented by the RMLC. You will be bound by the outcome of the RMLC negotiations (or court proceedings); you will get the benefits of the same license terms ultimately arrived at either by negotiations or court proceedings; and like stations represented by the RMLC, you will give up the right to come to ASCAP or the court for different license terms for the period beginning January 1, 2010.

### **What will happen if agreement is not reached by the end of the year?**

As in the past, we expect the RMLC to apply to the Court under the ASCAP Consent Decree for a determination of reasonable fees. In that event, we will ask the Court to set interim fees at the existing rates subject to retroactive adjustment to January 1, 2010. The license extension agreement being offered to you is on the same basis -- continuation of existing license terms and conditions subject to retroactive adjustment to January 1, 2010 based on the outcome of negotiation or an RMLC-initiated court proceeding.

### **What are other options if we do not wish to be represented by the RMLC or sign this agreement?**

You can make your own application to ASCAP, and later, to the Court. You can do this alone or jointly with other stations.

### **When must we decide?**

As quickly as possible but in any event, before December 31, 2009. In conducting the current negotiations, it is important that ASCAP and the RMLC know that, as in the past, the industry generally will go along with the results of the ASCAP/RMLC negotiations or court proceedings.

### **What will happen if we do not make a decision before December 31, 2009?**

Your station would not be licensed after your current agreement expires and, therefore, any performances of copyrighted musical compositions in the ASCAP repertory without permission obtained directly from ASCAP's members would constitute copyright infringement. To ensure your station will continue to have the right to perform works in the ASCAP repertory after December 31, 2009, you have three (3) options:

1. Join the other stations represented by the RMLC;
2. Sign the 2010 ASCAP Radio Station License Extension Agreement;
3. Make your own application alone with others.