

Congress of the United States
Washington, DC 20515

October 30, 2009

The Honorable Gordon Smith
President and CEO
National Association of Broadcasters
1771 N Street, NW
Washington, DC 20036

Mr. Steve Newberry
Chairman, Joint Radio and Television Board
National Association of Broadcasters
1771 N Street, NW
Washington, DC 20036

Ms. Jennifer Bendall
Executive Director
musicFIRST Coalition
1121 14th Street, NW, Suite 700
Washington, DC 20005

Dear Senator Smith, Mr. Newberry and Ms. Bendall:

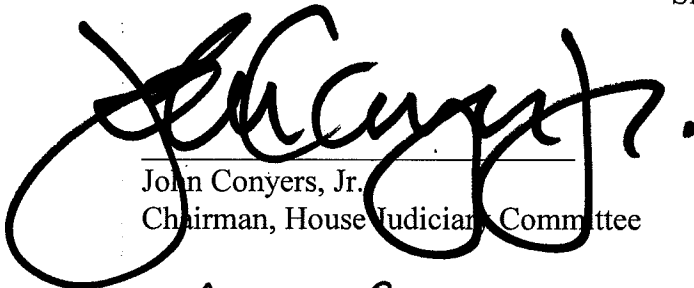
The Performance Rights Act has been reported favorably out of the House and Senate Judiciary Committees. We request that your organizations, as representatives of the stakeholders most affected by the provisions of this legislation, enter into negotiations before this legislation is considered on the floor of either House. The negotiated resolution will be considered by Congress as it takes up passage of this Act.

The negotiations will be led by Members and staff of the Judiciary Committees, taking into consideration issues important to both sides. Chairman Waxman is also supportive of this effort and will be included in the negotiations. We ask that you select representatives with decision-making authority to appear on November 17, 2009 at 10 a.m. in room HC-7 of the Capitol to begin these negotiations. The negotiations will continue through December 1, 2009. We will request a recommendation from Committee Members and staff resulting from the negotiations.

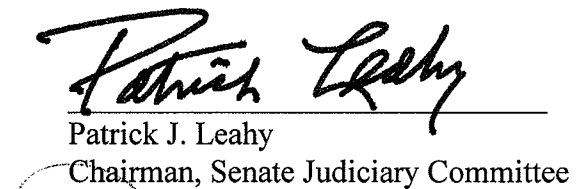
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With your good faith participation, we are confident that an acceptable and mutually beneficial resolution to this longstanding disagreement can be found. We look forward to immediate confirmation of your participation.

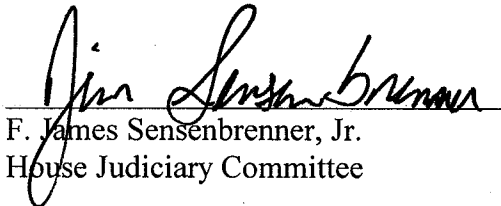
Sincerely,



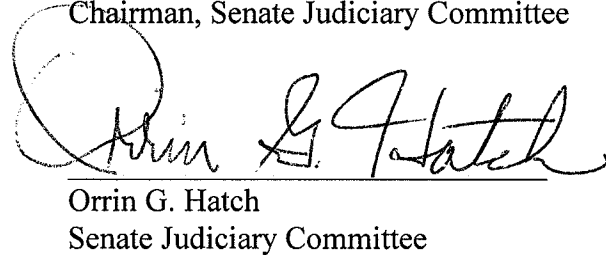
John Conyers, Jr.
Chairman, House Judiciary Committee



Patrick J. Leahy
Chairman, Senate Judiciary Committee



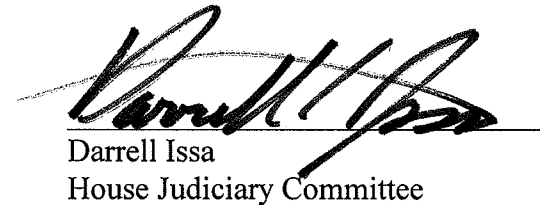
F. James Sensenbrenner, Jr.
House Judiciary Committee



Orrin G. Hatch
Senate Judiciary Committee



Howard Berman
House Judiciary Committee



Darrell Issa
House Judiciary Committee