

From: Corning Opera House <cor[REDACTED]>
Sent: Thursday, August 8, 2019 10:47 AM
To: ATR-LitIII-Information (ATR) <ATR.LitIII.Information@ATR.USDOJ.gov>
Subject: BMI _ ASCAP

I am writing to express **my opposition to any change to the Antitrust Consent Decrees that have regulated the Performing Rights Organizations (PROs), including Broadcast Music Inc. (BMI) and the American Society of Composers Authors and Publishers (ASCAP).**

I support the right of creators and artists to be compensated for their work, and the performance of their work, but it must be reasonable. This is a cash grab that would cause irreparable harm to the music industry especially in the nonprofit sector.

The termination of the Consent Decrees would allow the PROs to significantly increase rates without any judicial or DOJ oversight. It would also allow the PROs to charge different fees to similar presenters. It would give the PROs the ability to decline licenses, in effect giving the PROs control over which acts are available to specific communities nationwide. This is wrong!!

BMI is in the Rate Court right now requesting the addition to their licensing fees of additional incomes from hospitality, sponsorships, VIP packages and other streams of income that have **nothing whatsoever to do with the creation or performance of music and art.** Although we do not know how the Rate Court will decide this issue, without judicial oversight under the Consent Decrees, it will be much easier for the PROs to pursue these claims.

The Consent Decrees must remain in place.

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De Heaton,
Executive Director
Corning Opera House Cultural Center
800 Davis Avenue, Corning, IA 50841
641.418.8037
corning.oh@gmail.com
www.corningoperahouse.com
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2018 SCORE Outstanding Community Impact Business
2017 Chamber of Commerce Business of the Year

August 25 Opry Show
August 27 - 29 Craft Retreat

August 31 A Salute To Conway & Loretta