

Cablefax Daily™

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What the Industry Reads First

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No Waiver for All: FCC Waives Rule for TiVo, Not Industry

The FCC Media Bureau partially granted TiVo's request for a waiver to a rule requiring that cable operator-supplied set-tops include an open standard, interactive, recordable home networking interface—but it declined to waive the rule on an industry-wide basis. Both NCTA and Verizon sought to have the waiver apply to the industry as a whole. The FCC rule in question was intended to make sure cable subs could attach retail devices to their cable boxes and access their subscription services. It is a standard developed by the Digital Living Network Alliance. It was supposed to go into effect Dec 1, 2012, but TiVo and cable ops twice got extensions giving them until June 1 of this year to comply (Sept 1 for smaller ops). TiVo asked the FCC last Aug to waive the rules for its boxes provided at wholesale to cable ops, explaining that all its products already contain the type of home networking functionality outlined in the rules, even though they don't use the required open standard. The Bureau agreed and gave it until June 1, 2017 to implement the DLNA standard. "We find that requiring TiVo to add support for an open industry standard to its boxes would unfairly disadvantage TiVo after its early innovation in home networking," the Bureau said. It praised TiVo for developing a home network solution ahead of other set-top providers, but opted to grant the waiver on an interim basis as opposed to TiVo's indefinite request, because "the use of an open industry standard remains an important part of our home networking rule." NCTA argued that the rule no longer applies in light of a 2013 court decision in the EchoStar case that vacated the original plug-and-play rules. It said if the Commission did grant a waiver, it should apply to all. In rejecting NCTA and Verizon's request for an industry wide waiver, the Bureau said that unlike TiVo, neither showed any home networking solution they are testing, developing, implementing that achieves the purposes of the rule. "Should they demonstrate good cause for a waiver, we will consider it at that time," the Bureau said. The industry seems on its way to embracing the DLNA standard, with several demos at INTX of DLNA's new VidiPath home networking standard. Comcast demo'd an Xfinity VidiPath HTML5 application running on a Samsung Smart TV and on a Broadcom client device. CableLabs showed off its VidiPath Server Reference Device, which is part of the DLNA VidiPath Client Certification Test Bed and available for purchase.

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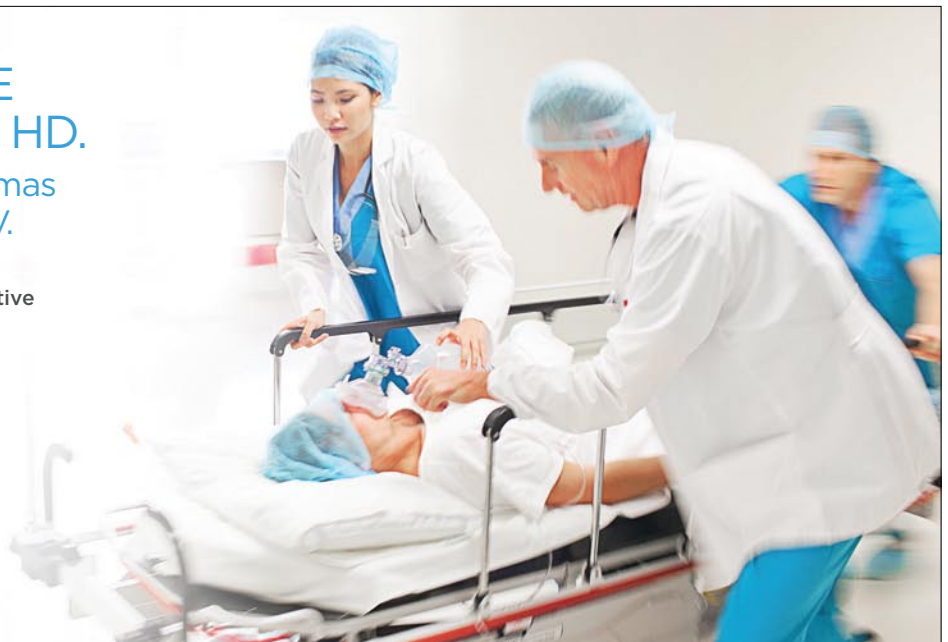
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Entry Deadline: **June 22, 2015**
Final Deadline: **June 29, 2015**

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The winners and honorable mentions will be honored **October 1, 2015** in New York City.

Platinum/People Categories:

- Best Actor in Cable
- Best Actress in Cable
- Best Cable Program
- Best New Cable Program
- Best Showrunner
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By Genre: Best Show or Series In The Following Genre:

- Animals/Nature
- Animated
- Children's
- Comedy
- Documentary
- Drama
- Education/Instructional
- Faith Based/Religious
- Family Friendly
- Food
- Music
- News
- Public Affairs
- Reality
- Reality Competition/Game Show
- Regional Program
- Sci Fi
- Sports
- Talk Shows
- Other: enter your best in a genre (not mentioned above)

By Genre: Best Actor/Actress/Host In The Following Genres:

- Comedy
- Drama
- Family Friendly
- Food
- Music
- News/Public Affairs
- Reality Competition/Game Show
- Regional Program
- Sports
- Talk Shows
- Other: enter your best in a genre (not mentioned above)

Special Categories

- Best Opening Sequence
- Best Mini-Series

Tech Categories:

- Best Online/Mobile Extras for a Linear Show
- Best Online-Only/Mobile-Only Show
- Best Video on Demand Program/Special

Enter by
June 22!

Questions: Contact Mary-Lou French at mfrench@accessintel.com or (301) 354-1851.

Enter online at www.cablefaxprogramawards.com

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Net Neutrality, Stay or Go: With a federal court expected to rule on a stay to the **FCC's** net neutrality order in the coming weeks, **Vimeo, DISH, Public Knowledge, Cogent** and a slew of other public interest groups and companies on Fri filed an opposition to the motion to stay. "A stay would allow ISPs with this gatekeeper power to continue harming consumers and edge providers through service degradation," the interveners told the DC Circuit, citing "notorious episodes" of Netflix degradation by "a number of ISPs." **NCTA, USTelecom, AT&T** and others are seeking the stay as they challenge the order. While they have said they do not want a stay of the 3 bright-line rules (no blocking, throttling or paid prioritization), the interveners claim that if the general conduct standards are stayed, ISPs would have virtual carte blanche to circumvent bright-line rules through techniques such as degrading connections to impede the flow of Internet content and using data caps to favor an ISP's affiliated services over rivals. Of course, the FCC filed a motion opposing the stay request Fri. "Petitioners' stay motion is not what it seems. It asks the Court to halt the application of Title II of the Communications Act to broadband, while allowing 3 bright-line rules to go into effect," the FCC said. "But those bright-line rules are precisely the kind of regulation this Court held could not be applied until and unless broadband was reclassified as a 'telecommunications service.'"

Fee Parity: The **FCC** adopted an order that has DBS providers paying the same regulatory fees as cable and IPTV. The Commission found that the Media Bureau's employees work on issues and proceedings that include DBS as well as other MVPDs, thus they should be included in regulatory fees. **NCTA** and **ACA** have called for parity over the years. While **ACA** applauded the move Fri, it said it will take some time to attain full regulatory fee parity under the approach. "In fiscal 2015, under the FCC's proposal, cable and IPTV providers will pay \$61.3 million or \$0.95 per video subscriber in regulatory fees, and DBS will pay \$4.1 million or \$0.12 per video subscriber to support the work of the Media Bureau," **ACA** said, adding that it's a good start. The FCC will drop the per video subscriber rate for cable TV systems, including IPTV, by \$.04 per video subscriber from fiscal 2014. The Commission also issued a request for comments on whether the rate DBS should pay should increase over time or if the fee should be transitioned to an MVPD category with cable and IPTV.

Mad Men Finale: **AMC's** "Mad Men" finale got a boost, reaching 4.6mIn viewers with live +3 ratings—up from 3.3mIn for live +SD. It was the highest-ever L+3 ratings for the series in total viewers and 25-54s (2.5mIn). "The most meaningful metric for this iconic series will turn out to be live+forever," **AMC** pres *Charlie Collier* said in a colorful statement that wished creator *Matthew Weiner* would find peace like *Don Draper* at Esalen. Sun saw the most Twitter activity in show history, with nearly 50mIn impressions.

Lifeline Hearing: Sen Communications subcmte chmn *Roger Wicker* (R-MS) will hold a June 2 hearing on improving the gov't's Lifeline program, which subsidizes phone service for eligible low-income participants.

Programming: A marathon of "19 Kids and Counting" was pulled from **TLC's** schedule Fri following *Josh Duggar's* apology for acting "inexcusably" as a teenager. His statement and resignation from the **Family Research Council** came Thurs after accusations surfaced that he molested several underage girls when he was a teenager. A Duggar marathon did run on the net Thurs. **TLC** did not comment on the story Fri or the fate of the reality show. -- **HGTV** greenlit 4 new series, including mother-daughter home restoration show "Two Chicks and a Hammer" and over-the-top house hunt series "My Lottery Dream Home." **DIY** picked up 2 new shows: "Super Great Rooms," turning dysfunctional spaces into great rooms for the family, and "Raise the Roof," in which homes have their roofs ripped off to be doubled in size. -- **HLN** bows original series "Vacation Chasers," travel experts compete to plan the ultimate dream vacation, on June 5. Prior to the TV program's premiere, Vacation Chasers launched as a smartphone app, which is designed to be a unique city guide that helps anyone, become their own "Vacation Chaser." -- **Epix** is ready to launch two original series next year. "Graves," from **Lionsgate**, is a comedy starting *Nick Nolte* as the former President of the US. **Paramount's** "Berlin Station" is a 10-part espionage drama. A 3rd original series from **MGM** will be announced soon.

App World: Just in time for summer vacation... **DirecTV** launched a free kids app that features hundreds of popular programs aimed at the 5-10 set. All content in the DirecTV Kids App is rated G, PG, TVG, TVY, or TVY7 so children can use it independently. Customers can view content from the app, available through iTunes, on up to 5 iPad and iPhone simultaneously (in or out of the home).

Comcast Dividend: **Comcast** declared a 25 cents/share quarterly dividend, payable July 22 to shareholders as of July 1.

Cablefax Week in Review

Company	Ticker	5/21 Close	1-Week % Chg	YTD %Chg
BROADCASTERS/DBS/MMDS				
DIRECTV:	DTV	91.57	0.12%	5.62%
DISH:	DISH	69.15	1.69%	(5.13%)
ENTRAVISION:	EVC	6.78	2.73%	4.63%
GRAY TELEVISION:	GTN	15.46	12.68%	38.04%
MEDIA GENERAL:	MEG	16.49	6.80%	(1.43%)
NEXSTAR:	NXST	57.36	4.82%	10.75%
SINCLAIR:	SBGI	30.53	4.88%	11.59%

Company	Ticker	5/21 Close	1-Week % Chg	YTD %Chg
MSOS				
CABLEVISION:	CVC	24.98	22.27%	21.03%
CHARTER:	CHTR	175.33	(3.24%)	5.23%
COMCAST:	CMCSA	57.87	2.17%	(0.24%)
COMCAST SPCL:	CMCSK	57.63	2.22%	0.10%
GCI:	GNCMA	16.07	(1.83%)	16.87%
GRAHAM HOLDING:	GHC	1086.00	9.50%	25.74%
LIBERTY BROADBAND:	LBRDA	52.00	0.60%	3.81%
LIBERTY GLOBAL:	LBTYA	57.44	11.30%	14.40%
SHAW COMM:	SJR	22.41	0.13%	(16.97%)
SHENTEL:	SHEN	31.61	0.19%	1.15%
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TIME WARNER CABLE:	TWC	171.18	9.42%	12.57%

Company	Ticker	5/21 Close	1-Week % Chg	YTD %Chg
PROGRAMMING				
21ST CENTURY FOX:	FOXA	34.25	0.76%	(10.83%)
AMC NETWORKS:	AMCX	77.50	1.21%	21.53%
CBS:	CBS	61.59	2.74%	11.29%
CROWN:	CRWN	4.00	2.30%	12.99%
DISCOVERY:	DISCA	33.15	4.38%	(3.77%)
DISNEY:	DIS	110.26	(0.04%)	17.06%
GRUPO TELEVISIA:	TV	37.33	1.36%	9.60%
HSN:	HSNI	67.81	0.18%	(10.78%)
LIONSGATE:	LGF	33.63	6.83%	5.03%
MSG:	MSG	85.96	2.24%	14.22%
SCRIPPS INT:	SNL	68.40	1.89%	(9.13%)
STARZ:	STRZA	40.96	2.12%	37.91%
TIME WARNER:	TWX	85.20	(0.11%)	(0.26%)
VIACOM:	VIA	67.30	1.95%	(10.86%)
WWE:	WWE	13.50	0.90%	9.40%

Company	Ticker	5/21 Close	1-Week % Chg	YTD %Chg
TECHNOLOGY				
ADVANTAGE:	AEY	2.38	(1.24%)	(2.46%)
AMDOCS:	DOX	54.14	(0.79%)	16.03%
AMPHENOL:	APH	57.93	0.26%	7.66%
AOL:	AOL	50.26	(0.75%)	8.86%
APPLE:	AAPL	132.54	2.93%	20.08%
ARRIS GROUP:	ARRS	33.19	(2.24%)	9.94%
AVID TECH:	AVID	17.04	4.48%	19.92%
BLNDER TONGUE:	BDR	0.67	(5.59%)	(75.08%)
BROADCOM:	BRCM	47.26	(0.26%)	9.06%
CISCO:	CSCO	29.26	(0.98%)	5.18%
COMMSCOPE:	CTV	26.25	(0.68%)	2.38%
CONCURRENT:	CCUR	6.48	5.88%	(8.6%)
CONVERGYS:	CVG	24.58	0.70%	20.67%
CSG SYSTEMS:	CSGS	30.03	(0.36%)	19.78%
ECHOSTAR:	SATS	49.90	1.57%	(4.95%)
GOOGLE:	GOOG	540.11	1.17%	2.60%
HARMONIC:	HLIT	6.83	(1.8%)	(2.64%)

Company	Ticker	5/21 Close	1-Week % Chg	YTD %Chg
INTEL:	INTC	33.45	1.39%	(7.83%)
INTERACTIVE CORP:	IACI	75.92	2.36%	24.89%
JDSU:	JDSU	12.79	0.31%	(6.78%)
LEVEL 3:	LVL	55.33	(0.27%)	12.05%
MICROSOFT:	MSFT	46.90	(2.9%)	0.97%
NETFLIX:	NFLX	621.87	1.41%	82.04%
NIELSEN:	NLSN	45.84	0.59%	2.48%
RENTRAK:	RENT	67.16	1.25%	(7.77%)
SEACHANGE:	SEAC	6.87	(0.43%)	7.68%
SONY:	SNE	31.72	(3.12%)	54.96%
SPRINT NEXTEL:	S	4.69	(2.7%)	13.01%
TIVO:	TIVO	10.63	(1.94%)	(10.22%)
UNIVERSAL ELEC:	UEIC	51.81	(1.09%)	(20.33%)
VONAGE:	VG	4.57	(1.51%)	19.95%
YAHOO:	YHOO	43.49	(2.83%)	(13.91%)

Company	Ticker	5/21 Close	1-Week % Chg	YTD %Chg
TELCOS				
AT&T:	T	34.71	1.11%	3.33%
CENTURYLINK:	CTL	33.95	(1.59%)	(14.22%)
TDS:	TDS	29.70	(0.97%)	17.62%
VERIZON:	VZ	49.61	(0.36%)	6.05%

Company	Ticker	5/21 Close	1-Week % Chg	YTD %Chg
MARKET INDICES				
DOW:	DJI	18232.02	(0.22%)	2.29%
NASDAQ:	IXIC	5089.36	0.81%	7.46%
S&P 500:	GSPC	2126.06	0.16%	3.26%

WINNERS & LOSERS

THIS WEEK'S STOCK PRICE WINNERS

COMPANY	CLOSE	1-WK CH
1. CABLEVISION:	24.98	22.27%
2. GRAY TELEVISION:	15.46	12.68%
3. LIBERTY GLOBAL:	57.44	11.30%
4. GRAHAM HOLDING:	1086.00	9.50%
5. TIME WARNER CABLE:	171.18	9.42%

THIS WEEK'S STOCK PRICE LOSERS

COMPANY	CLOSE	1-WK CH
1. BLNDER TONGUE:	0.67	(5.59%)
2. CHARTER:	175.33	(3.24%)
3. SONY:	31.72	(3.12%)
4. MICROSOFT:	46.90	(2.9%)
5. YAHOO:	43.49	(2.83%)

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