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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

December 13, 2000

VIA HAND DELIVERY

Roy J. Stewart  
Chief, Mass Media Bureau  
Federal Communications Commission  
445 Twelfth Street, SW  
Washington, DC 20554

ORIGINAL

Re: *Ex Parte Communication*: DA 00-2246  
Fox Television Stations, Inc.'s Request to File Confidential  
Financial Information Concerning the Operations of the *New York Post*  
File Nos. BALCT-20000918ABB-ABD; BALCT-20000918ABF-ABS;  
BALCT-20000918ABU-ABZ; BACT-20000918ACA-ACE

Dear Mr. Stewart:

The Office of Communications, Inc. of the United Church of Christ, Academy of Latino Leaders in Action, Black Citizens for a Fair Media, Center for Media Education, Consumer Federation of America, Consumers Union, New York Metropolitan Association of the United Church of Christ, Rainbow/PUSH Coalition, and Valley Community Access Television ("Petitioners"), through undersigned counsel, hereby object to the request of Fox Television Stations, Inc. ("Fox") to file confidential financial information concerning the *New York Post*'s operations.<sup>1</sup>

As a preliminary matter, Petitioners note that Fox has repeatedly stated, in both its Application and Joint Opposition to the Petition to Deny, that is not seeking another permanent waiver of the Newspaper/Broadcast Cross-Ownership Rule ("Rule"). Therefore, we question whether financial information for the *New York Post* has any relevance in this proceeding.

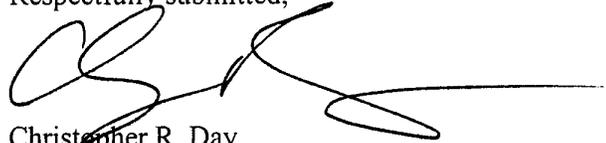
<sup>1</sup> See Letter to Roy J. Stewart, Chief, Mass Media Bureau from William S. Reyner, Jr. (dated December 13, 2000). No. of Copies rec'd 04  
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Roy J. Stewart  
December 13, 2000  
Page 2

If Fox is in fact now requesting a waiver based on the financial condition of the *New York Post*, its attempt to shield any financial information regarding the *New York Post's* operations from public scrutiny is totally unacceptable. Petitioners do not believe that Fox's request for confidential treatment comports with the strictures of the Freedom of Information Act or past Commission precedent. In the interests of providing a more detailed response to this issue, Petitioners will file a further letter by the end of next week detailing the Commission's duty to allow public access to financial information filed in connection with this Application.

Pursuant to the Commission's ex parte rules, this letter is being filed pursuant to the instructions contained in Public Notice DA 00-2246. Should you have any questions, please do not hesitate to contact the undersigned.

Respectfully submitted,



Christopher R. Day  
Angela J. Campbell

Counsel for the Petitioners

cc: Magalie Roman Salas, Secretary  
Chairman William E. Kennard  
Commissioner Susan Ness  
Commissioner Harold Furchtgott-Roth  
Commissioner Michael J. Powell  
Commissioner Gloria Trsitani  
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