



ANNOUNCEMENT

from the Copyright Office, Library of Congress,
101 Independence Avenue, S.E., Washington, D.C. 20559-6000

REOPENING OF REPLY COMMENT PERIOD.

NOTICE AND RECORDKEEPING FOR MAKING AND DISTRIBUTING PHONORECORDS

The following excerpt is taken from Volume 63, Number 228 of the
Federal Register for Friday, November 27, 1998 (p. 65567)

LIBRARY OF CONGRESS

Copyright Office

37 CFR, Part 201

[Docket No. RM 98-7A]

Notice and Recordkeeping for Making and Distributing Phonorecords

AGENCY: Copyright Office, Library of Congress.

ACTION: Reopening of reply comment period.

SUMMARY: The Copyright Office of the Library of Congress is reopening the reply comment period on the requirements by which copyright owners shall receive reasonable notice of the use of their works in the making and distribution of phonorecords.

DATES: Comment period is reopened to December 11, 1998.

ADDRESSES: If sent by mail, an original and ten copies of the reply comments should be addressed to: David O. Carson, General Counsel, Copyright GC/I&R, P.O. Box 70400, Southwest Station, Washington, D.C. 20024. If hand delivered, an original and ten copies of the reply comments should be brought to: Office of the Copyright General Counsel, James Madison Memorial Building, Room LM-403, First and Independence Avenue, S.E., Washington, D.C. 20559-6000.

FOR FURTHER INFORMATION

CONTACT: David O. Carson, General Counsel, or Tanya M. Sandros, Attorney Advisor, Copyright GC/I&R, P.O. Box 70400, Southwest Station, Washington, D.C.

20024. Telephone (202) 707-8380 or Telefax (202) 707-8366.

SUPPLEMENTARY INFORMATION:

On September 4, 1998, the Copyright Office published a notice of inquiry seeking comments on the requirements by which copyright owners shall receive reasonable notice of the use of their works in the making and distribution of phonorecords. 63 FR 47215 (September 4, 1998). The Digital Performance Right in Sound Recordings Act of 1995, Pub. L. 104-39 (1995), requires the Librarian of Congress to establish these regulations to ensure proper payment to copyright owners for the use of their works. 17 U.S.C. 115(c)(3)(D). Comments were timely filed by the American Society of Composers, Authors and Publishers (ASCAP), Broadcast Music, Inc. (BMI), and the National Music Publishers' Association, Inc. (NMPA) and the Recording Industry Association of America, Inc. (RIAA). Reply comments were due to be filed on November 18, 1998.

The Office, however, has decided to reopen the deadline for filing reply comments by a period of two weeks beginning from the date of publication of this notice. The Office takes this action in response to a request to reopen the reply comment period by two weeks to December 2, 1998. It is argued in the request that the complexity of the issues involved in the adoption of notice and recordkeeping procedures for the making and distribution of phonorecords merits additional time in which to file reply comments. The Office agrees with this analysis and thus grants the request to reopen the reply comment period. The Office sets the reopened deadline for filing reply comments two weeks from publication of this notice in the *Federal Register* in order to afford all interested parties sufficient time in which to file their reply comments.

Dated: November 23, 1998.

David O. Carson,
General Counsel.

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