



## QUESTIONS AND ANSWERS

### **When did ASCAP's radio licenses expire?**

ASCAP's radio license agreements expired December 31, 2009.

### **Are there new agreements?**

ASCAP and the Radio Music License Committee (RMLC) are currently engaged in litigation under the ASCAP Consent Decree to determine new license terms and conditions for the license term commencing January 1, 2010.

### **Does the RMLC represent us?**

Only if you have specifically authorized them to represent you.

### **If we choose not to be represented by the RMLC, do we get the same terms as stations represented by the RMLC?**

Yes. If you sign the enclosed ASCAP Radio Station License Extension Agreement, this will confirm that your ASCAP license remains in effect for the period commencing January 1, 2010, and that your station will be in the same position as stations represented by the RMLC. You will be bound by the outcome of the pending court proceeding and any subsequent negotiations between ASCAP and the RMLC; you will get the benefits of the same license terms ultimately arrived at for RMLC stations either by negotiations or court proceedings; and like stations represented by the RMLC, you will give up the right to come to ASCAP or the court for different license terms for the period beginning January 1, 2010.

### **What are the license terms of the License Extension Agreement?**

The license extension agreement being offered to you is on the same basis as the license arrangements for stations represented by the RMLC -- existing license terms and conditions continue in effect subject to retroactive adjustment to January 1, 2010 based on the outcome of negotiations with the RMLC or the pending court proceeding, and interim license fees for the period commencing January 1, 2010 are as agreed upon between ASCAP and the RMLC and determined by the court.

### **What are our other options if we do not wish to be represented by the RMLC or sign the license extension agreement?**

You can make your own application to ASCAP, and later, to the Court. You can do this alone or jointly with other stations.

### **When must we decide?**

As quickly as possible, as your ASCAP license expired on December 31, 2009, and we cannot simply continue to treat your station as licensed indefinitely.

### **What will happen if we do not make a decision?**

We will not continue to treat your station as licensed and, therefore, any performances of copyrighted musical compositions in the ASCAP repertory without permission obtained directly from ASCAP's members would constitute copyright infringement. To ensure that your station has the right to perform works in the ASCAP repertory, you have three (3) options:

1. Join the other stations represented by the RMLC;
2. Sign the ASCAP 2010 Radio Station License Extension Agreement;
3. Make your own application alone or with others.