

MINORITY MEDIA AND TELECOMMUNICATIONS COUNCIL

3636 16th Street N.W., Suite AG-58
Washington, D.C. 20010
Phone: (202) 332-0500 Fax: (202) 332-0503

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David Honig
Executive Director

Selina Khan
Counsel

Ayesha Nichols
Research Director

November 15, 1995

George Gerbner
CEM
P.O. Box 31847
Philadelphia, PA 19104

Dear George,

Thank you for sending your draft of the Working Groups. My God, you've rounded up a lot of good people already!

Done (

I would be honored to be a Convenor of WG #6 as proposed in your draft. Actually, there might be too much for that working group to do in the limited time, so perhaps it should be further subdivided into groups dealing with (1) Rich and Poor, Technology and Consumerism; and (2) The Ecosystem and Sustainable Societies.

MMTC would like to have its Counsel, Selina Y. Khan, Esq., and Research Director, Ayesha Nichols, participate also. Among the three of us, we'd like to participate in WG #5, WG #12 and WG #15.

Indeed, I think WG #15 is so important (and surprisingly underpopulated at the moment) that you should feel free to move me into it and ask Selina or Ayesha to cover WG #6 for me.

You have done an incredible job. In fact you never cease to amaze me!

Cordially,



David

/dh

Response to CEM Founding Convention Support Appeal

Name David Honig

Title Exec. Director

Organization Minority Media and Telecommunications Council

Location Washington, DC

(Please check your title, organization, and location. Make corrections, if necessary)

- 1) I will be a Convener for the Working Group on
Rich & Poor, or Advocacy (or anywhere else I'm needed)
- 2) I cannot be a Convener but would like to be placed on the invitation list for the Convention.
- 3) I cannot attend the Convention but enclose my contribution as noted below.
- 4) I am listing on the reverse side (or attaching a list of) persons who should be sent information about the Founding Convention. (Please note exact address, phone and fax numbers, e-mail, etc. if available.) (see letter)
- 5) My comments, corrections, suggestions for any part(s) of the materials I have received are on the other side (or attached). (see letter)
- 6) I cannot make a commitment now, but please keep me informed.

Enclosed in the amount indicated below:

- More than \$1,000 (please note amount: \$ _____)
- \$1,000 Founder
- \$500 Organizational affiliate (prepaid)
- \$250 Supporting member
- \$100 Member
- \$ _____ Other

I wish to be billed later

Please note: Contributions go toward Convention scholarships and expenses. The Convention registration fee will depend on the total amount raised. Contributors of \$350 and above will automatically be placed on the invitation list for the Convention, unless requested otherwise. Contributors of \$500 or more will be noted in the program, unless requested otherwise. Make checks payable to the Cultural Environment Movement and enclose with this form. All contributions are tax-deductible and will be acknowledged.

David E. Honig
Attorney at Law
3636 - 16th Street N.W.
Suite B-366
Washington, D.C. 20010

Telephone (202) 332-7005
Telecopier (202) 332-7511

Licensed in D.C. only

December 13, 1995

Dear George,

Thanks so much for participating in our MMTC Board meeting yesterday. Here is a set of mailing labels for the Board.

Don't hesitate to call on us if you need extra pairs of hands in organizing the conference. Ayesha would be available for a few days and can come to St. Louis early to help unload, register people and set up, if you'd like.

Kind regards,



David

Enclosure

/dh

*From Tuesday -
Got only phone & fax
and database
ready*

B. Berbner

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- Andrew Schwartzman
- Jason Shinsky
- Robert Thompson
- Frank Washington
- Herbert Wilkins
- Patricia Worthy

David Honig
Executive Director

Selina Khan
Counsel

Ayesha Nichols
Research Director

Out of town

TO: The MMTC Board and Friends

FROM: David Honig
Selina Y. Khan
Ayesha Nichols

DATE: April 19, 1996

Please mark your calendar on June 27th for MMTC's annual luncheon/conference. This is the first year that MMTC will host a conference style event. We would appreciate any suggestions you may have regarding possible speakers and issue areas that you would like to see discussed or any other suggestions you may have concerning the conference.

Also, we are looking for volunteers to assist with this event. If you would like to volunteer or contribute any thoughts to the planning of the conference, please contact Selina Khan at (202) 332-0500 or at her e-mail address at (MMTC@TNT.org).

A huge thank you to those who are already sitting on the luncheon/conference committee. We realize that your time is valuable and your help is greatly appreciated.

3/21

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Acting Chairperson

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Treasurer

January 21, 1997

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- Kofi Asiedu Ofori
- John Oxendine
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- Benjamin Pérez
- Vincent Pepper
- Larry Roberts
- Thomas Schattenfield
- Andrew Schwartzman
- Robert Thompson
- Frank Washington
- Karen Watson
- Herbert Wilkins
- Patricia Worth

David Honig
Executive Director

Fatima Fofana
Research Director

MEMORANDUM

TO: MMTC Board of Directors

RE: Minutes of the September 24, 1996 and January 16, 1997 Meetings

Enclosed are the minutes of our last two meetings. Our next meeting will be on Thursday, March 21, 1997, from 4:00 to 5:30 PM. The agenda will focus almost entirely on EEO and on fundraising. We will followup with a formal meeting notice and agenda early in March.

I'd like to call your attention to Item #2 in the January 16 Minutes. We have only enough money to carry us through mid-April. We need to raise approximately \$40,000 to cover the costs of operating the office through the June Annual Luncheon and beyond, producing the luncheon, and completing the first phase of our minority ownership oral history research. If you would like to serve on the Finance Committee, please let me know. In addition, I'm enclosing a Membership Application, which you can use to renew your membership or make a contribution.

Thank you in advance for your continued support.

Enclosures

/dh
DH

Call Fatima Fofana

Send minority notes

Red. now at FCC

Also to Sherman

MINUTES OF THE SEPTEMBER 24, 1996 QUARTERLY BOARD MEETING OF THE
MINORITY MEDIA TELECOMMUNICATIONS COUNCIL

GINSBURG, FELDMAN & BRESS, 1250 Connecticut Avenue N.W. Washington, D.C.

BOARD MEMBERS PRESENT: JOY BUTLER, ANGELA CAMPBELL, ERWIN KRASNOW, ROSALIND PARKER, VINCENT PEPPER, HENRY RIVERA, THOMAS SCHATTENFIELD, ANDREW SCHWARTZMAN.

STAFF PRESENT: DAVID HONIG, FATIMA FOFANA. GUESTS: LORI DOLQUEST, KAREN EDWARDS, ROBERT JOSEPH, TERLIB KERIM, JEN KERN, SELINA KHAN, JOAN KNIGHT, ALAN MADIAN, LOLITA SMITH, GIGI SOHN.

MEETING CONVENED AT 5:15 P.M. THESE ISSUES WERE TAKEN UP:

1. FCC's EEO "Streamlining" Rulemaking Proceeding: David Honig reported that MMTC led a coalition of 22 national organizations opposing the FCC's proposals to dramatically reduce the scope of EEO enforcement and exempt more than half of all broadcasters from EEO requirements. Our 370 pages of comments included numerous proposals to strengthen EEO enforcement, and put forth a plan to end discrimination in broadcasting by the year 2009, the 100th anniversary of radio. MMTC also developed the legal foundation for the EEO Rule as a program to remedy the effects of discrimination and promote minority ownership. AWRT has recommended a negotiated rulemaking, which MMTC has endorsed.
2. Advanced Television (ATV) Rulemaking: Andrew Schwartzman and Gigi Sohn reported that a coalition of organizations, including MMTC and represented by the Media Access Project, filed comments urging the Commission not to give broadcasters the ATV spectrum outright. The spectrum should either be let by comparative hearings or auctioned (with some of the funds used for public interest purposes such as public broadcasting, children's programming and minority ownership).
3. Market Entry Barriers Inquiry: David Honig reported that MMTC and the Office of Communication of the United Church of Christ filed comments in this proceeding, urging the Commission to move quickly to complete the disparity study required by Adarand. MMTC and UCC also contended that past discrimination in licensing justifies minority-specific programs, rather than "small business" programs which will dilute minority ownership.
4. Universal Service Rulemaking: Angela Campbell, Andrew Schwartzman and Gigi Sohn reported that the comment deadline in this proceeding is approaching rapidly. The Institute for Public Representation and the Media Access Project will each be filing comments on behalf of coalitions of public interest organizations. Both comments will address, among other matters, the issue of basic telephone service to low income communities and the poor. MMTC will participate in the proceeding and urge the Commission to ensure that telephone companies do not facilitate school systems' practices of race discrimination in the allocation of facilities, such as Internet-access computers.

5. **Studio Location Rulemaking Petition:** MMTC has endorsed a rulemaking proposal, by broadcast clients of David Tillotson, which seeks to allow the licensees of exurban stations (mostly small FMs won through Docket 80-90 and other drop-in proceedings) to have their studios in nearby central cities. A disproportionate number of these stations are minority owned, and are licensed to exurbs because no spectrum was available for central city allocations. The stations' survival depends on central city revenue. With studios closer to the central cities, these stations would be more competitive. Moreover, stations whose studios are closer to central cities are more likely to hire minorities.
6. **Research on Discrimination in Broadcast Licensing:** In its Notice of Inquiry on Market Entry Barriers, the FCC sought comment on MMTC's contention that past discrimination by the FCC is a principal reason why minorities own so few broadcast stations. If MMTC is correct, the minority ownership policies are constitutionally justified, even under strict scrutiny, as a means of remedying past discrimination. MMTC has identified 49 adjudicative and rulemaking proceedings, from 1951 to the present, in which it believes the FCC may have built discriminatory barriers into licensing policy, or may have ratified, validated, consciously enabled or facilitated the discriminatory behavior of its licensees. After extensive research MMTC is conducting at the National Archives, MMTC will compile the full records of the earliest seven of these cases. It has engaged Dr. Robin Anderson and Dr. Everett Parker of the McGannon Center at Fordham University to conduct oral history interviews with several of the surviving principals and counsel in these cases.
7. **Research Study: "EEO Programs and EEO Performance At Tennessee Radio Stations."** This was the first comprehensive research study on the relationship between broadcast EEO programs and EEO performance. MMTC analyzed the EEO records and currently pending renewal applications of each radio station in Tennessee -- a state uniquely representative of the racial, gender, geographic, and rural/urban diversity of the nation. The study's principal finding was that stations employing a variety of sources which refer minority job applicants tend to employ relatively more minorities than similarly situated stations. We concluded that "those who object to EEO compliance efforts on the theory that they do not work are mistaken." The study was submitted to the FCC along with the MMTC et al. Comments in the EEO Streamlining Proceeding (item 1 above).
8. **Research Study: "FCC EEO Forfeitures, 1990 - 1996."** This study examined all of the cases in which the FCC imposed forfeitures (fines) for broadcast EEO rule violations to determine whether the forfeitures correlated with station size or demographic factors. The study concluded that the median forfeiture of \$15,000 centered an almost perfect bell-shaped curve of forfeitures. No factor (other than the extent of the EEO violations) correlated with the size of a forfeiture. We concluded that forfeitures are apparently being dispensed fairly and without any apparent penalty owing to size or other irrelevant factors. The study was submitted to the FCC along with the MMTC et al. Comments in the EEO Streamlining Proceeding (item 1 above).
9. **Administrative Matters:** Fatima Fofana is MMTC's new Research Director. She holds a BA (Morgan State, Broadcasting) and an MS (U. of Maryland, Political Science) and comes to MMTC from the Office of Vice President Gore.

Who is James

Res. 10-5

Continuation
JAE

Submitted by David Honig
January 16, 1997

MINUTES OF THE JANUARY 16, 1997 MEETING OF THE
MINORITY MEDIA AND TELECOMMUNICATIONS COUNCIL

BOARD MEMBERS PRESENT: JOY BUTLER, JANIS HAZEL, ERWIN KRASNOW, KOFI ASIEDU OFORI, EDUARDO PENA, VINCENT PEPPER, LARRY ROBERTS

STAFF PRESENT: DAVID HONIG, FATIMA FOFANA

GUESTS: SHEILA BROOKS, KAREN EDWARDS, JOHN GAMBLE, LAVERN D. JAMES, ANNA L. JENO, ERIC JENSEN, DARYL JORDAN, ALAN MADIAN, DAVID MARTIN, NICOLE SAWAYA, SYNDEY THOMPSON, SYDNEY WHITE, ANTHONY WILLIAMS, ROSA ANNETTE CARSON-WILLIAMS, J.T. WILSON II.

The meeting was convened at 4:00 P.M. These issues were taken up:

1. Minutes from the September quarterly meeting have been completed and will be mailed to all board members.
2. Finance Report: MMTC's treasury now contains only \$13,700, which is sufficient to operate the office for another two months. Fundraising needs to be done to search for possible grants. We need volunteers to establish a finance committee. Larry Roberts volunteered to be a part of such committee. We need \$30,000 to \$40,000 to carry MMTC through to the annual luncheon. Our consensus choice for the luncheon speaker is Vice President Albert Gore.
3. EEO Streamlining Rulemaking Proceeding: Chairman Hundt's 1997 Policy Agenda, which runs for 29 single-spaced pages, does not mention EEO at all. None of the commissioners appears to be interested in taking a leadership roles for EEO issues. Commissioner Susan Ness is perhaps the most interested in EEO issues; however, she has never issued a dissenting statement in an EEO case, and she concurred with the EEO Streamlining Notice of Proposed Rulemaking. We reached a consensus that we should not only be a party to a negotiated rulemaking, we should actively pursue one. We also decided to encourage NTIA to take a more active role on the issue, and to have the MMTC staff perform an analysis of EEO adjudicative rulings over the past two years.
4. Multiple Ownership: Comments in four separate proceedings are due in the near future. They will be filed by the Media Access Project and by the Institute for Public Representation of Georgetown University Law Center. We will join the coalition of organizations jointly filing these comments. The comments will incorporate MMTC's suggestions relating to minority ownership commitments as a multiple ownership waiver criterion.

5. Comparative Hearings: David Honig has drafted a compromise proposal to get comparative hearings for new facilities moving again. Approximately 25% of the applicants are minorities. The draft proposes, among other things, that applicants would be afforded another settlement window and be given 60 days to recertify their finances and sites. Preferences would run to companies proposing a long term and non-LMA'ed operation, to minorities, and to companies proposing to integrate their majority stockholder as the general manager. Interim licenses would be granted to noncommercial entities, to use for minority training while the comparative process to select the permanent licensee is completed. The draft has been sent to several attorneys for comment, and it will be sent to the FCC next week.

6. Universal Service: Joint comments were filed by the Media Access Project for MMTC and several other organizations. The Comments noted that Internet-access computers in schools were approximately 30% less accessible to black and brown children than to white children, a condition the FCC should remedy through the Universal Service Fund. Several of those present noted that one cause of the disparate availability of computers in schools is that PTAs often raise money to put computers into schools in wealthy neighborhoods.

7. Research: MMTC is conducting research to determine whether the FCC awarded broadcast licenses to stations which discriminated or practiced segregation. Oral interview questions have been written for the first case, Columbus Broadcasting Company, which was decided by the FCC in 1965. Dr. Everett Parker and Dr. Robin Andersen, both of Fordham University, will be conducting most of the interviews with those involved in the first seven cases we are studying.

8. Civil Rights Project: Fatima Fofana and David Honig attended the Civil Rights Forum in New York last November, co-sponsored by The Civil Rights Project and the Rockefeller Foundation. The purpose of the meeting was to ensure that new telecommunications laws and regulations incorporated the interests of minorities. There are three sectors of a 24 month plan-of-action: law/regulation; economy/market; politics/community. A steering committee, to include MMTC, is being formed. Foundation grants will be sought.

9. Sheila Brooks, an MMTC member, reported that she has formed Sheila Brooks Personnel, based in Washington, as the first executive search firm specializing in broadcast industry placement of minorities. We agreed that such a firm is badly needed and we offered Ms. Brooks our full support.

10. The FCC will hold an all-day seminar on auctions at the Washington Marriott on February 19. Call 418-0990 for details.

11. We reached consensus that future meetings be structured to allow in-depth discussions of no more than two issues, with status reports on other matters to be presented in writing. The meetings will be lengthened to 1 1/2 hours. We need to become more active in identifying our allies and lobbying for their support. We will also explore how best to lend support to Bill Kennard's candidacy to serve on the FCC.

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Henry M. Rivera
Chairperson

December 15, 1997

Erwin Krasnow
Vice Chairperson

TO: MMTC Board of Directors

Lawrence Roberts
Secretary

RE: Resignation

Everett C. Parker
Treasurer

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Vincent Pepper
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Henry M. Rivera
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Thomas Schattenfield
Andrew Schwartzman
Karen Watson
Herbert Wilkins
Anthony Williams
Patricia Worthy

David Honig
Executive Director

LaVita Strickland
Associate Director

After eleven years of service to MMTC and its predecessors in interest, I am moving on to a new stage in life. Effective today, I am resigning as your Executive Director. On January 1, 1998, I will become Special Counsel to the Rainbow/PUSH Coalition, working out of its Washington and Chicago offices. I expect to close down my law practice within the next few months, and I have resigned today as General Counsel of the Miami-Dade NAACP.

I will continue to serve MMTC in an emeritus capacity through August 1, 1998, in order to see the organization through this year's annual luncheon and annual meeting. Moreover, in our elections this spring, I will be a candidate for a seat on the Board, and I will continue to serve MMTC as a volunteer, helping draft papers in all rulemaking proceedings in which we're currently on record.

You will separately be receiving a memorandum from the Executive Committee regarding succession issues.

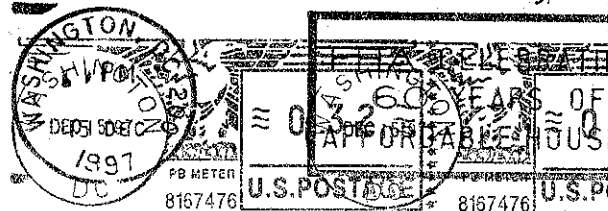
I do not intend to issue a press announcement of my change in work status at this time, and would ask that you withhold comment on the subject for the time being.

You have been my second family for a very long time. I cannot begin to express my appreciation for your support and encouragement over the years.

/dh



SAVE THE DATE
January 15th & 16th



Dr. George Gerbner 2/97
234 Golf View Rd.
Ardmore, PA 19003

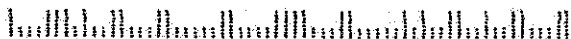
CO-CHAIRPERSONS

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- ◆ RICHARD A. GRASSO, CHAIRMAN & CEO, NEW YORK STOCK EXCHANGE
- ◆ REV. JESSE L. JACKSON, SR., FOUNDER & PRESIDENT, RAINBOW/PUSH COALITION
- ◆ JOHN JOHNSON, CEO, JOHNSON PUBLISHING COMPANY INC.
- ◆ LOIDA LEWIS, CHAIRMAN & CEO, TLC BEATRICE INTL. HOLDINGS, INC.
- ◆ THE HON. PERCY SUTTON, CHAIRMAN EMERITUS, INNER CITY BROADCASTING CORP.
- ◆ SANFORD I. WEILL, CHAIRMAN & CEO, TRAVELERS GROUP, INC.

**INVITE YOU TO JOIN THEM AT WINDOWS ON THE WORLD IN NEW YORK CITY
FOR A 2-DAY CONFERENCE FOCUSING ON EXPANDING THE MARKETPLACE
THROUGH INCLUSION.**

CONFIRMED PARTICIPANTS INCLUDE:

SEC CHAIRMAN ARTHUR LEVITT FEDERAL RESERVE BOARD CHAIRMAN ALAN GREENSPAN
MACEO SLOAN, CHAIRMAN & CEO, SLOAN FINANCIAL GROUP, INC. JOHN SWEENEY, AFL-CIO PRESIDENT
JACQUES NASSER, PRESIDENT, FORD AUTOMOTIVE OPERATIONS, FORD MOTOR COMPANY





**Expanding The Market Place
Inclusion, The Key To Growth**

The first anniversary of the Rainbow/PUSH Coalition Wall Street Project will be on January 15, the birthdate of Dr. Martin Luther King, Jr. Throughout his career, Dr. King fought for racial equality and economic inclusion. Part of his genius was to forge unlikely alliances that challenged preconceived notions. His vision was that no one should be excluded, regardless of background or ethnicity, from the opportunities that our great country has to offer. The Rainbow/PUSH Coalition continues to advance this message of focusing on growth and social harmony through economic cooperation and expansion.

Please plan to join us on January 15 & 16 1998 at Windows On The World in New York City as we affirm the continued vibrancy of Dr. King's message through stimulating dialogue and informative workshops. Additionally, we will celebrate with a gala fundraising reception on the floor of the New York Stock Exchange on January 15!

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Patricia Worthly
David Honig
Executive Director
LaVita Strickland
Associate Director

December 15, 1997

Dr. George Gerbner
Chair
Cultural Environment Movement

Dear George:

RE: Resignation

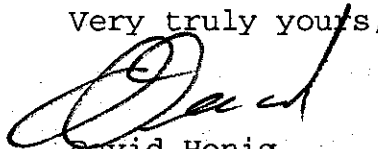
On January 1, I am moving on to a new stage in life, to become Special Counsel to the Rainbow/PUSH Coalition. I expect to close down my law practice within the next few months, and I have resigned today as General Counsel of the Miami-Dade NAACP and as Executive Director of MMTC. Because of the enormous responsibilities I'll be assuming at Rainbow/PUSH, I must also respectfully resign as a member of the CEM Board.

MMTC's new Acting Executive Director, Attorney LaVita Strickland, would be a worthy candidate to succeed me. She was formerly counsel to the Immigration Commission headed by Barbara Jordan, and has served MMTC as Associate Director for the past three months. LaVita would be a hard working and aggressive advocate for CEM.

I am most appreciative for your support and guidance over very many years and I don't expect to be a stranger now that I've formally joined the Rainbow/PUSH family.

With kindest regards,

Very truly yours,



David Honig

/dh

David Earl Honig
Attorney at Law
3636 - 16th Street N.W.
Suite B-366
Washington, D.C. 20010

*Called - 11/30
will call
for report
after 9*

Telephone (202) 332-7005
Telecopier (202) 332-7511

Licensed in D.C. only

November 24, 1998

Dear George,

To follow through on this, it will be necessary for a coalition of supporters of public broadcasting to file a petition for rulemaking to preserve all of the second stations. It's going to be hard to get the public TV operators on board, of course. It strikes me that what this seeks is closest, perhaps, to CEM's point of view. This all originated with Jerry Starr's Pittsburgh case (which we won), and the Buffalo people are friends of Jerry who he helped line up. The leader is Mike Niman of Buffalo State. You might recall that you provided Jerry with a superb supportive declaration in the Pittsburgh case.

Please give me a call when you get a chance.

All best regards,

David



Enclosure

/dh

*Talked to Luvii
12/1/98
will report that
CEM will support Niman Jr.
() will connect (B)*

David Earl Honig
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Washington, D.C. 20010

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Telecopier (202) 332-7511

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December 21, 1998

Dear George,

I'm slowly working on the national public TV second-channel petition for rulemaking. It would affect 13 cities. I thought you'd be interested in some of the filings in the Buffalo case. Mike Niman, who pulled the Buffalo group together, advises that he just joined CEM. You may know a couple of the other professors in the group -- James Wittebols of Niagara University and Tony Conrad of SUNY-Buffalo.

David



Enclosures

/dh

PS: Bob McChesney is our expert witness
on the national petition.
DH