

From: Fox, Susan
Sent: Thursday, February 21, 2008 3:23 PM
To: Ben Bartolome
Cc: Zucker, John W.
Subject: NYPD Blue Forfeiture Order

To: Ben Bartolome
Acting Chief, Investigations and Hearings Division FCC, Enforcement Bureau

Re: Forfeiture Order, In the Matter of Complaints Against Various Television Licensees Concerning Their February 25, 2003 Broadcast of the Program "NYPD Blue"; File Nos. EB-03-IH-0122 and EB-03-IH-0353 (released Feb. 19, 2008).

This e-mail is to inform you that, earlier today, ABC Inc. wired \$1,237,500 to the FCC, pursuant to the directions contained in Paragraph 57 of the above-referenced Forfeiture Order. This payment was made on behalf of ABC's two owned stations and the 43 ABC-affiliated stations listed in Attachment A to the Forfeiture Order. ABC submitted to the FCC a Form 159 for each of the 45 listed stations.

This payment should not be considered an admission or concession that the Forfeiture Order was correctly decided. Indeed, ABC considers the Order to be arbitrary, capricious, unconstitutional, contrary to existing case law, and unlawful. For these reasons, ABC, Inc. and its owned and non-owned affiliates expressly reserve all rights, claims, and legal appeals and challenges relating to the Order.