



**FOX TELEVISION STATIONS, INC.**  
A UNIT OF FOX ENTERTAINMENT GROUP

444 North Capitol Street NW, Suite 740  
Washington, DC 20001  
Phone 202 715 2350 • Fax 202 824 6510  
Cell 202 679 8567

**Dianne Smith**  
Vice President  
Legal and FCC Compliance  
e-mail: [dianne.smith@newscorp.com](mailto:dianne.smith@newscorp.com)

CERTIFIED MAIL, RETURN RECEIPT REQUESTED

February 26, 2009

Lisa Hamlin  
1755 Redgate Farms Court  
Rockville, MD 20850

RE: Notice of Informal Complaint – Federal Communications Commission  
09-C00093689-FC

Dear Ms. Hamlin:

This letter is to acknowledge that Fox Television Stations, Inc., on behalf of WTTG, Washington, DC, received the enclosed complaint from the Federal Communications Commission on February 25, 2009.

Sincerely,

Dianne Smith

Enclosure

cc. WTTG Public File

United States Government  
Federal Communications Commission  
Consumer & Governmental Affairs Bureau  
Disability Rights Office  
445 12<sup>th</sup> Street, SW  
Washington, D.C. 20554

OFFICIAL

NOTICE OF INFORMAL COMPLAINT

February 24, 2009

In Reply Refer To: 09-C00093689-FC  
Comcast & WTTG-TV (L. Hamlin)

**THE COMPANY IDENTIFIED IN THE ATTACHED COMPLAINT IS REQUIRED TO RESPOND TO THIS NOTICE OF INFORMAL COMPLAINT WITHIN 15 DAYS OF THE DATE OF THIS NOTICE.** Failure of any person to answer any lawful Commission inquiry is considered a misdemeanor punishable by a fine under Section 409(m) of the Communications Act (Act), 47 U.S.C. § 409(m). Further, failure to comply with any order of the Commission can result in prosecution under Section 401(b) of the Act, 47 U.S.C. § 401(b). Section 501 of the Act, 47 U.S.C. § 501, and Section 503(b)(1)(B) of the Act, 47 U.S.C. § 503(b)(1)(B), provide for forfeiture penalties against any person who willfully fails to follow the directives of the Act or of a Commission order. The Commission can impose forfeiture penalties of up to \$1.2 million for certain types of violations.

The attached complaint was filed with the Commission pursuant to Section 713 of the Act, 47 U.S.C. § 613, and Section 79.1 of the Commission's Rules, 47 C.F.R. § 79.1. A letter acknowledging your company's receipt of this Notice and of the enclosed complaint should be sent to each consumer Complainant as soon as your company receives this Notice. Pursuant to Sections 713 and 4(i) of the Act, 47 U.S.C. §§ 613, 154(i), and Section 79.1(g) of the Commission's Rules, 47 C.F.R. § 79.1(g), we are forwarding a copy of the complaint so that your company may satisfy or answer the complaint based on a thorough review of all relevant records and other information. Your company should respond specifically to all material allegations raised in each complaint and summarize the actions taken by your company to satisfy the complaint.

**Your response should include: (1) the Complainant's name, and (2) the Case number.** For hand deliveries, the Commission's contractor, Natek, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, NE, Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m., Monday-Friday. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW, Washington, D.C. 20554.

Due to heightened security measures undertaken in Washington, D.C., and at this agency, you should also send an electronic copy of the response letter to [Cheryl.King@fcc.gov](mailto:Cheryl.King@fcc.gov). Companies are directed to send copies of their responses to consumers at the same time their responses are forwarded to the Commission. Each company required to respond to this Notice is directed to retain all records until final Commission disposition of the complaints. If you have any questions regarding this Notice, please call or email Francine Crawford at (202) 418-2085 or [Francine.crawford@fcc.gov](mailto:Francine.crawford@fcc.gov), and leave a detailed message specifying the calling company name, the Case number, and the specific questions that you would like to have answered.

  
Cheryl J. King, Deputy Chief  
Disability Rights Office/CGB

Attachment(s)  
K:613/79.1

**Francine Crawford**

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**From:** lkh554@aol.com  
**Sent:** Thursday, February 19, 2009 3:42 PM  
**To:** Francine Crawford  
**Subject:** Fwd: Web Form Submission: General Inquiry/Other (KMM35489557V46524L0KM)

February 19, 2009

Dear Ms. Crawford,

Below is an emailed response from Comcast to my request for information regarding the programming that I received with out captioning on February 12, 2009. Please note that Comcast addressed the response to George Kosovich, who lives at the same address and who is named as the Comcast subscriber. This is the only response I have had from Comcast regarding this matter.

Below that email is the original email I sent to Comcast regarding the lack of captioning for the airing of the program "Seinfeld". You will note there that I included both Mr. Kosovich and me as the people with the complaint.

I sent a separate email to WTTG. I also received a response from them and have forwarded that to you as well.

Thank you for your assistance with this matter.

Sincerely,

Lise Hamlin  
1755 Redgate Farms Court  
Rockville, MD 20850  
[LKH554@aol.com](mailto:LKH554@aol.com)  
301-801-2907 (cell phone)

-----Original Message-----

**From:** Comcast ECARE-SilverSpring <ecare-SilverSpring@comcast.com>  
**To:** George Kosovich <LKH554@aol.com>  
**Sent:** Fri, 13 Feb 2009 12:55 pm  
**Subject:** Re: Web Form Submission: General Inquiry/Other (KMM35489557V46524L0KM)

Hello George Kosovich,

We are sorry to hear of the difficulties you have been experiencing with the Close Captioned programming service and thank you for bringing this matter to our attention. I can only imagine the frustration and inconvenience you have experienced.

I assure you that Comcast is dedicated to providing quality service and we will diligently work to resolve all issues in a timely manner.

In an effort to ensure this matter is resolved I have forwarded your information to our Service Department for their assistance in resolving your concerns.

Again, we are sorry for this negative experience, but we are confident your services can be resolved to your satisfaction. We will make every effort to prevent a reoccurrence and to restore your faith in us!

2/20/2009

Sincerely,  
Joanne

Comcast Customer Care

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The response contained in this message is intended for the addressee only and may vary from other responses depending on geography, promotional campaigns or other factors. If you are not the intended recipient of this response, please delete this message. Any unauthorized use or dissemination of the information contained in this message is prohibited.

Original Message Follows:

-----  
The following information was submitted from the Comcast Web site:

Name: George Kosovich

Problem: General Inquiry/Other

Address: 1755 Regate Farms Court

City: Rockville

State: MD

Zip: 20850

Home Phone: 3018012907

Email: LKH554@aol.com

Re: Web Form Submission: General Inquiry/Other

Browser: IE

OS: Mozilla/4.0 (compatible; MSIE 6.0; Windows NT 5.1; SV1; .NET CLR 1.1.4322; .NET CLR 2.0.50727)

Comments:

Re: Captioning problems

Last night, Thursday, February 12, 2009, I attempted to watch a re-run of "Seinfeld" on Fox 5 WTTG - a show I know was captioned when originally produced and aired. Last night, there were no captions for the program that was aired last night.

I cannot watch programming that is not captioned. Please let me know what you intend to do to ensure that all material that has captions is passed through. In this case, I cannot know whether the broadcaster did not send out the captions, Comcast failed to pass the captions through, or there was a technical problem with the captions. I can tell you I had no problem receiving captions from other stations or from Fox programming later that evening.

I do worry that this will be a greater problem with the DTV transition and hope to see Comcast do their best to ensure that captions are passed through in a way that are clear and understandable to consumers.

I have alerted Fox 5 and plan to inform the FCC about this captioning problem.

Thank you for your attention to this issue. I look forward to hearing from you.

Sincerely,

Lise Hamlin

George Kosovich

Rockville, MD

IPAddress:

207.59.87.194

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**A Good Credit Score is 700 or Above. See yours in just 2 easy steps!**

2/20/2009

**Francine Crawford**

---

**From:** lkh554@aol.com  
**Sent:** Thursday, February 19, 2009 3:37 PM  
**To:** Francine Crawford  
**Subject:** Fwd: Captioning of programming

February 19, 2009

Dear Ms. Crawford,

Below is an emailed response from WTTG to my request for information regarding the programming that I received with out captioning on February 12, 2009. This is the only response I have had from WTTG regarding this matter.

Below that email is the original email I sent to WTTG regarding the lack of captioning for the airing of the program "Seinfeld".

I sent a separate email to Comcast. I also received a response from them and will forward that to you as well.

Thank you for your assistance with this matter.

Sincerely,

Lise Hamlin  
1755 Redgate Farms Court  
Rockville, MD 20850  
LKH554@aol.com  
301-801-2907 (cell phone)

-----Original Message-----

**From:** engineering@wttg.com  
**To:** Lise Hamlin <LKH554@aol.com>  
**Sent:** Fri, 13 Feb 2009 3:26 pm  
**Subject:** RE: Captioning of programming

I'm not sure why the show had no captions but this will be investigated at a very high priority. We want all analog and digital shows to have the proper captions and we monitor all shows for captioning, and we were not aware of this problem. Thank you for the e-mail and as I said we will make sure all of our shows captions pass through to our viewers.

-----Original Message-----

**From:** "Lise Hamlin" <LKH554@aol.com>  
**Sent:** Friday, February 13, 2009 11:43am  
**To:** [Engineering@wttg.com](mailto:Engineering@wttg.com)  
**Subject:** Captioning of programming

**Name:** Lise Hamlin  
**Address 1:** 1755 Redgate Farms Court  
**Address 2:**  
**City:** Rockville  
**State:** MD  
**Zip Code:** 20850  
**Phone Number:**  
**Email:** [LKH554@aol.com](mailto:LKH554@aol.com)

2/20/2009

Topic: Reception Problems  
Subject: Captioning of programming  
Comments:

Last night, Thursday, February 12, 2009, I attempted to watch a re-run of "Seinfeld" from 7:30 pm to 8:30 pm - a show I know was captioned when originally produced and aired. Last night, there were no captions for the program that was aired last night.

I cannot watch programming that is not captioned. Please let me know what you intend to do to ensure that all material that should be broadcast captioned, is in fact sent out with captions that can be decoded by you customers. I worry that this will be a greater problem with the DTV transition.

I am also notifying both Comcast, who provides my television service, and the FCC, but thought you should also be aware of this captioning problem.

Thank you for your attention to this issue. I look forward to hearing from you.

Sincerely,

Lise Hamlin  
Rockville, MD

I certify I am over the age of 13: agreed

---

**A Good Credit Score is 700 or Above. See yours in just 2 easy steps!**



Admin 2000



francine.crawford [ADMIN] Logout

HOME SERVE SEARCH NEW COMPLAINT ASSIGN ADMIN HELP  
Basic Search Advanced Search

Form 2000C: 09-C00093689-1

« Back to Complaints

User Form
Admin Comments
Serve Process
File Attachments
Letters
Show All
Sub Complaints(0)
Print Form

USER FORM

User Complaint Number: 09-C00093689 [ConsumerParty History](#) [Consumer History](#) [Form History](#) [Edit Form](#)  
Complaint Source: Web User-Complaint Key: 09-C00093689-1 Added User: Consumer

CONSUMER'S INFORMATION

First Name: Lise Last Name: Hamlin  
Company Name:  
(Complete only if you are filing this complaint on behalf of a company or an organization.)

Street Address or Post Office Box Number: 1755 Redgate Farms Court

City: Rockville State: MD Zip Code: 20850

Telephone Number(Residential or Business): (301) 801 -2907 Ext:

E-mail Address: LKH554@aol.com

Are you filing information on behalf of another party, such as client, parent, spouse or roommate? No  
If yes, complete items a through h.  
Your relationship with the party:

The party's first name:

The party's last name:

party\_daytime\_phpne ( ) - Ext:

The party's street address or post office box number:

City: State: Zip Code:

E-mail Address:

Fax Number: ( ) -

**IMPORTANT:** Please indicate the preferred format or method of response to the complaint by the Commission and defendant:

- Letter     Facsimile (fax)     Telephone Voice  
 TRS (designate form of TRS and appropriate contact information)  
 TTY     Internet E-mail     ASCII Text     Audio-Cassette Recording     Braille

**FORM 2000C:**

1. Check the appropriate box for your type of complaint:

- Telecommunications Relay Service (TRS) (i.e., TTY-based, IP Relay, CapTel, IP CapTel, Speech-to-Speech, Video Relay Service (VRS))  
 Accessibility of emergency information on television

**Closed Captioning (absence, quality or pass through High Definition (HD) programs)**

**NOTE:** If your complaint is about closed captioning only, you must first contact the station or video programming distributor. For additional information, see <http://www.fcc.gov/cgb/consumerfacts/closedcaption.html>

- Wireless telephone equipment or service (includes hearing aid compatibility and other accessibility issues)  
 Wire line telephone equipment or service (includes hearing aid compatibility and other accessibility issues)

2. Provide the name, address and telephone number (if known) of the company(s) involved in your complaint:

Name: **Comcast, Fox 5 WTTG**

City: **Washington State: DC** Zip Code:

Telephone number: ( ) -

3. If your complaint is about accessibility of telecommunications services or equipment, provide the make and model number of the equipment or device that this complaint is about:

4. If your complaint is about closed captioning or emergency information on television,

provide the date (mm/dd/yyyy) **02/12/2007** Time: **07:30 PM** and any details of when the event or action you are complaining about occurred: **There were no captions at all when the re-run of "Seinfeld" was aired last night, Feb 12, 2009, a program I know has been captioned in the past.**

5. If your complaint is about access to emergency information on television, provide the following information:

a. Television station call sign (e.g., "WZLJ-TV"):

b. Station channel (e.g., "13"):

c. Station location: City: State:

d. Date(s) and time(s) of emergency: Time:

Detailed description of the emergency (i.e., flood, hurricane, tornado, etc., as well as the areas in which the emergency

occurred):

6. If your complaint is about closed captioning, provide the following:

- a. Station call sign (e.g., "KDID," "WZUF," "KDIU-FM," "WZUE-TV"): **WTTG**
- b. Station frequency (e.g., "1020" or "88.5"); or channel (e.g., "13"): **channel 5**
- c. Station location: City: **Washington State: DC**
- d. Name of program(s) involved: **"Seinfeld"**

*Note: If your complaint is about closed captioning only, you must first contact the station or video programming distributor. For additional information, see <http://www.fcc.gov/cgb/consumerfacts/closedcaption.html>.*

7. Briefly describe your complaint and include the resolution you are seeking. If applicable, provide a full description of the telecommunications equipment or customer premises equipment (CPE) and/or the telecommunications service about which the complaint is made, and the date or dates on which the complaint either purchased, acquired or used, or attempted to purchase, acquire or use the telecommunications equipment, CPE or telecommunications service about which the complaint is being made. I have contacted both Comcast, my cable provider, and Fox 5 WTTG about this issue. Neither website provided a contact person for their captioning problems. I did provide a complaint in their general complaint form, but there I have no access to information that would allow me to contact personnel immediately to attempt to solve the problem in real time. Unless or until they provide such contact information, I am forced to deal with the problem after the fact.

**FILE COPY**

**SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP**

1440 NEW YORK AVENUE, N.W.  
WASHINGTON, D.C. 20005-2111

TEL: (202) 371-7000  
FAX: (202) 393-5760

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TOKYO  
TORONTO

DIRECT DIAL  
(202) 371-7200  
DIRECT FAX  
(202) 661-8233  
EMAIL ADDRESS  
JQUALE@SKADDEN.COM

November 19, 2004

**Via Hand Delivery and Electronic Mail**

Federal Communications Commission  
Enforcement Bureau  
Investigations and Hearings Division  
445 12th Street, S.W.  
Washington, D.C. 20554

**RECEIVED - FCC**

**NOV 19 2004**

Federal Communication Commission  
Bureau/Office

**ATTN: David Brown, Esq. (Room 4C-330)**

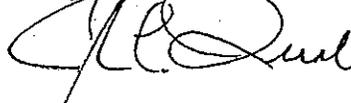
RE: Station WTTG(TV), Washington, D.C.  
File No. EB-04-IH-0474

Dear Mr. Brown:

On behalf of Fox Television Stations, Inc., licensee of WTTG(TV), Washington, D.C. ("WTTG(TV)"), enclosed herewith please find WTTG(TV)'s response to the letter to the licensee, dated October 20, 2004, from William H. Davenport, Chief, Investigations and Hearings Division, Enforcement Bureau, with respect to the above-referenced matter.

Should you have any questions concerning this submission, please contact the undersigned.

Respectfully submitted,



John C. Quale  
Counsel to WTTG(TV)

Enclosures

**RESPONSE OF WTTG(TV), WASHINGTON, D.C.**  
**TO FCC LETTER OF INQUIRY\***

1. **With regard to the material described in the Complaint, state whether the Licensee broadcast the film "The Slums of Beverly Hills" over Station WTTG(TV) on the respective date and time for the segment indicated in the Complaint and/or on that or any other date between 6:00 a.m. and 10:00 p.m.**

**ANSWER:** Subject to its response to Inquiry 2 below, WTTG(TV), Washington, D.C. ("WTTG(TV)") broadcast the film "Slums of Beverly Hills" on Sunday, August 22, 2004 from 3:30 p.m. to 5:30 p.m.

2. **With regard to each broadcast referred to in the response to Inquiry 1 above, if the programming described in the Complaint does not accurately reflect the material broadcast over Station WTTG(TV), describe any inaccuracies.**

**ANSWER:** The description of the programming contained in the Complaint attached to the LOI does not accurately reflect the material aired by WTTG(TV). Provided below is a corrected copy of the Complaint. Inaccuracies are bracketed and noted in italicized text.

Sunday at 4:30<sup>1</sup> in the afternoon I turned on my television and was appalled at what I viewed on Fox 5!! The Slums of Beverly Hills was being broadcast, August 22, 2004.

The scene was two young women and a bed. [*One woman was leaning on the bed and the other was standing while unpacking a suitcase.*] One young women threw a vibrator across a bed at the other young woman and said, "Here, you can use anything I have!" [*The woman actually said "You can use it. What's mine is yours."*] The other young woman caught the vibrator and turned it on. Then one of their father's knocked on the door. [*The father did not knock prior to entering the room.*] The one young woman answered it with the vibrator vibrating in her hand. [*Again, the father simply entered the room unannounced.*] The other young woman said, "Twist the head! Twist the head!" [*She said, "Turn it, turn it, the head, turn the head."*] Later as I returned to the broadcast to relate to you what was broadcast, the scene was a bathroom scene. The one young

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\* See Letter, Dated October 20, 2004, to Ms. Molly Pauker, Vice-President, Fox Television Stations, Inc., from William H. Davenport, Chief, Investigations and Hearings Division, Enforcement Bureau (the "LOI").

<sup>1</sup> The vignette in question aired at approximately 4:15 p.m.

woman found her friend's vibrator in the bathroom and decided to use it. [There is no dialogue or other indication that the woman "decided" to use the vibrator, and there is no depiction of the woman "using" the vibrator.] You see her facial expression as she inserts the vibrator. [The scene does not depict the woman inserting or using the vibrator in any way. It shows only her face.]

Furthermore, contrary to the LOI, the broadcast was not actionably indecent. The evaluation of indecency involves two determinations:

First, . . . the material must describe or depict sexual or excretory organs or activities. . . . Second, the broadcast must be *patently offensive* as measured by contemporary community standards for the broadcast medium.<sup>2</sup>

In determining whether material is patently offensive, the FCC has set forth three principal factors for evaluation: (1) the explicitness or graphic nature of the description or depiction of sexual or excretory organs or activities; (2) whether the material dwells on or repeats at length the descriptions or depictions; and (3) whether the material appears to pander or is used to titillate, or whether the material appears to have been presented for its shock value.<sup>3</sup>

The August 22 broadcast of *Slums of Beverly Hills* does not fall within the subject matter scope of the Commission's indecency definition because it does not depict or describe sexual or excretory organs or activities. As indicated above, the vignettes consist of nothing more than two women handling a device (identified in the dialogue as a vibrator) that is making a buzzing sound. The scenes contain no depiction or description of sexual organs or activities. Accordingly, the threshold requirement for a finding of indecency cannot be satisfied and there is no basis for Commission action.

Assuming that the Commission were to conclude, and it should not, that the episode did contain a description or depiction of sexual or excretory activity, none of the three factors weighs in favor of a finding of patent offensiveness. As to the first factor (explicitness or graphic nature), the scenes contain nothing more than two women handling the device, which cannot be considered explicit or graphic in nature. As to the second factor (whether the material dwells on or repeats at length depictions or descriptions), the activities with the device are fleeting in the two vignettes which account for only 4 minutes of the two-hour program. Finally,

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<sup>2</sup> In Re Industry Guidance on the Commission's Case Law Interpreting 18 U.S.C. § 1464 and Enforcement Policies Regarding Broadcast Indecency, 16 FCC Rcd 7999, 8002 (2001) ("Indecency Policy Statement") (emphasis in original) (citation omitted).

<sup>3</sup> See Indecency Policy Statement, at 8003.

the episode does not pander and the material is not used to titillate or presented for "shock value." All of the scenes are an integral part of the storyline and the participants' character development.

The story is told from the point of view of Vivian Abramowitz, who lives a nomadic existence in the outskirts of Beverly Hills with her single, divorced father (Murray) and her two young brothers. As Murray tries to keep the family in the Beverly Hills school district, the family moves into a one-bedroom apartment in a shabby complex. When Rita, the daughter of Murray's brother, moves into the apartment, she fills the role of female confidant to Vivian as they transition into adulthood. The referenced scenes help add levity to an otherwise difficult maturation process for Vivian. Moreover, as the Commission has emphasized, the *full context* in which the material appeared is critically important.<sup>4</sup> As noted above, the film chronicles the playful interaction between the main characters as they deal with the admittedly difficult issues facing a young woman as she matures.

The First Amendment is a critical constitutional limitation that demands that the Commission "proceed cautiously and with appropriate restraint."<sup>5</sup> Indecency determinations are difficult as demonstrated by the Commission's struggles in recent cases to define what is in fact indecent.<sup>6</sup> Ultimately, however, the outcome of this case is clear: Commission precedent and the Constitution require that the Commission deny the complaint filed against Station WTTG(TV) and take no further action against the licensee.

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<sup>4</sup> Id.

<sup>5</sup> In Re KBOO Foundation, Licensee of Noncommercial Educational Station KBOO-FM, Portland, OR, 18 FCC Rcd 2472, para. 5 (2003) ("KBOO") (citing United States v. Playboy Entertainment Group, Inc., 529 U.S. 803, 813-15 (2000); Action for Children's Television, 852 F.2d 1332, 1344 (D.C. Cir. 1988)).

<sup>6</sup> See, e.g., KBOO, 18 FCC Rcd at 2472 (rescinding a Notice of Apparent Liability for the willfully broadcast indecent language, including the phrase "six foot blow job machine"); In Re Citadel Broadcasting Co., Licensee of Station KKMG(FM), Pueblo, Colorado, 17 FCC Rcd 483 (2002) (rescinding a Notice of Apparent Liability for the willfully broadcast indecent language, including the phrase "It's funny cause at the rate I'm goin'; When I'm 30 I'll be the only person in the nursing home flirting; Pinching nurses asses when I'm BLEEP or jerkin'; Said I'm jerkin' but this whole bag of Viagra isn't workin'").

3. **With regard to each broadcast referred to in the response to Inquiry 1 above, provide any and all compact discs, videotapes, transcripts or other Documents reproducing or discussing the material reflected in the Complaint, plus the fifteen (15) minutes of material broadcast immediately before and after the material referred to in the Complaint. Provide any and all such recording on video compact disc (CD-R) and a written transcript of the material contained in each recording.**

ANSWER: See the attached Declaration of Molly Pauker, Vice President of Fox Television Stations, Inc., licensee of WTTG(TV), including Attachment A thereto (FCC-X01-004 is a compact disc (in CD-R format), which contains video of the requested broadcast).

4. **Provide copies of all Documents that provide the basis for or otherwise support the responses to Inquiries 1-3, above.**

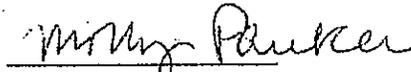
ANSWER: See the attached Declaration of Molly Pauker, Vice President of Fox Television Stations, Inc., licensee of WTTG(TV), including Attachment A thereto.

Dated: November 19, 2004

## DECLARATION

Under penalty of perjury, Molly Pauker hereby states as follows:

1. I am Vice President of Fox Television Stations, Inc., licensee of WTTG(TV).
2. I have read the foregoing Response of WTTG(TV), Washington, D.C., to FCC Letter of Inquiry, dated November 19, 2004, which is responsive to the letter, dated October 20, 2004, to Fox Television Stations, Inc. from William H. Davenport, Chief, Investigations and Hearings Division, Enforcement Bureau (the "Letter of Inquiry").
3. I have personal knowledge of the facts contained therein and declare that such facts are true and correct. In addition, I declare that WTTG(TV) has no documents in its possession, custody or control responsive to the Letter of Inquiry, other than the documents attached hereto as Exhibit A (*i.e.*, 3 responsive documents, a compact disc containing a copy of the requested material that was broadcast, and the associated transcript).



Molly Pauker  
Vice President, Fox Television Stations, Inc.,  
Licensee of WTTG(TV)

November 19, 2004.

**EXHIBIT A**

Bates Range / File #	Station	Advertiser	Product	Agency	Comments
FCC-X01-001	3 and 4 WTTG(TV)	Twentieth Television / Johna Rendahl	Program Director		Reminder
FCC-X01-002	3 and 4 WTTG(TV)	Twentieth Television			Commercial Placement
FCC-X01-003	3 and 4 WTTG(TV)	Lori Bernstein-Baker	Program Director	July 19, 2004	Rating Letter
FCC-X01-004	3 and 4 WTTG(TV)			November 19, 2004	Video (CDR format)
FCC-X01-005	3 and 4			November 19, 2004	Program Transcript
FCC-X01-021					



# **\*\* REMINDER \*\***

To: Program Director / Satellite Coordinator  
From: Johna Rendahl - Twentieth Television  
CENTURY 19 PRESENTS:

## **"SLUMS OF BEVERLY HILLS"**

**Suggested Parental Guideline Rating: TV-14-L,S,D**

**"Parents strongly cautioned, many people would find this program unsuitable for children under 14 years of age. Contains intense sexual situations, strong coarse language, and intensely suggestive dialogue."**

**1998 Version - Starring Alan Arkin**

2 Hour Barter Movie / Window 08/01/04 THROUGH 08/31/04

This CENTURY 19 PRESENTS barter title will be distributed via satellite only!! This title is not to be telecast before 08/01/04 or your contractual start date without written consent of the 20th TELEVISION Contracts Department. Please check your CENTURY 19 PRESENTS contract for your exact start date.

**THIS FEATURE IS AVAILABLE BY SATELLITE ONLY !!!**

**\*SHOULD YOU REQUIRE TAPE THERE WILL BE A \$100.00 PER HOUR CHARGE\***

Please Note: This title is satellite fed in STEREO only!

### **SATELLITE INFORMATION:**

Satellite Trouble # (310) 369-6116

### **"SLUMS OF BEVERLY HILLS"**

Feed #1: Monday 7/26/04 Galaxy IV R / Transponder 18 C

Test: 4:15AM-4:30AM ET

Program: 4:30AM-6:45AM ET

Audio: 6.2 Stereo Left & 6.8 Stereo Right

Feed #2: Tuesday 7/27/04 Galaxy IV R / Transponder 18 C

Test: 3:45PM-4:00PM ET

Program 4:00PM-6:15PM ET

Audio: 6.2 Stereo Left & 6.8 Stereo Right

There will be a 10 minute reel change between reels One and Two

REEL 1 = 58:53

REEL 2 = 59:37

If you have any questions please call Johna Rendahl at 310-664-6894.

# SLUMS OF BEVERLY HILLS

Suggested Parental Guidance Rating: TV-14, L,S,D

"Parents strongly cautioned, many people would find this program unsuitable for children under 14 years of age. Contains intense sexual situations, strong coarse language, and intensely suggestive dialogue."

CAPTIONED: YES

AUDIO: Ch. 1 & 2 Stereo

REEL #: 1 of 2

AIR WINDOW: Aug 1 thru Aug 31, 2004

	ISCI	START	END	DURATION
MPAA Disclaimer		1:00:00	1:00:05	00:05
Segment 1		1:00:05	1:11:33	11:28
Billboard 1 Lead-In		1:11:33	1:11:36	00:03
Billboard 1A :05 Pfizer - Unisom	PFLP2051	1:11:36	1:11:41	00:05
Comm.# 1 National		1:11:41	1:13:13	01:32
1A :15 Pfizer - Unisom	PFLP2025			
1B :30 S.C. Johnson - Shout Liquid	JSST4033			
1C :15 Schick - Schick Quattro	PF3Q4615			
1D :15 GlaxoSmithKline - Aquafreshe	GXAE4022			
1E :15 Wyeth - Centrum Carb	UJCC7112			
Segment 2		1:13:13	1:24:18	11:05
Bumper 1		1:24:18	1:24:23	00:05
Comm.# 2 Local Slums of Beverly Hills Promos: 1X :30 / :20 / :15 / :10		1:24:23	1:26:55	02:32
Bumper 2		1:26:55	1:27:00	00:05
Comm.# 3 National		1:27:00	1:29:32	02:32
3A :30 S.C. Johnson - Fresh Brush	J9SF4003			
3B :15 Wyeth - Advil	UJAV1729			
3C :30 The Gillette Company - Mach3Power	GSMP4023			
3D :30 Procter & Gamble Company - Infusium	PGIF4125			
3E :15 Pfizer - Listerine Pocket Pak	PFLE4885			
3F :15 McDonalds - May '04 \$ Menu	MCBD7685			
3G :15 Bayer Corporation - OAD Men's Health	MIDL4145			
Bumper 3		1:29:32	1:29:35	00:03
Segment 3		1:29:35	1:41:41	12:06
Bumper 4		1:41:41	1:41:46	00:05
Comm.# 4 Local		1:41:46	1:44:18	02:32
Bumper 5		1:44:18	1:44:23	00:05
Comm.# 5 National		1:44:23	1:46:55	02:32
5A :15 Johnson & Johnson - Clean & Clear	JJNN6308			
5B :30 S.C. Johnson - Deep Woods	JSOW4013			
5C :15 Bayer Corporation - Midol	MIMI3015			
5D :30 Adams - Dentyne Ice	PFDI2053			
5E :30 The Gillette Company - Venus Divine	GSDV4024			
5F :30 Pfizer - Zantac	PFZC4003			
Bumper 6		1:46:55	1:46:58	00:03
Segment 4		1:46:58	1:58:10	09:18
Bumper 7		1:58:10	1:58:21	00:05
Comm.# 6 National		1:58:21	1:58:53	02:32
6A :15 Wyeth - Alavert	UJKA1358			
6B :15 Pfizer - Listerine Pocket Pak	PFLE4685			
6C :30 S.C. Johnson - Plug Scent	JSGX4053			
6D :30 Johnson & Johnson - Adult Motrin IB	JJSY3409			
6E :30 Procter & Gamble Company - Pantene	PGPA3153			
6F :30 The Gillette Company - Mach3Power	GSMP4023			

TRT: 58:53

BCC-Y01-002

July 19, 2004

STATION CALL LETTERS  
ADDRESS  
ATTENTION: PROGRAM DIRECTOR

Re: **CENTURY 19 - SLUMS OF BEVERLY HILLS - AUGUST TITLE  
RATINGS INFORMATION**

Dear Program Director:

As you know, the motion picture entitled **SLUMS OF BEVERLY HILLS** is scheduled to telecast from August 1, 2004 - August 31, 2004, as part of Twentieth Television's Century 19 package.

In order to assist you in rating this motion picture we suggest a rating of: **TV-14-L,S,D**

This rating is equivalent to the following: "Parents strongly cautioned, many people would find this program unsuitable for children under 14 years of age. Contains intense sexual situations, strong coarse language, intensely suggestive dialogue."

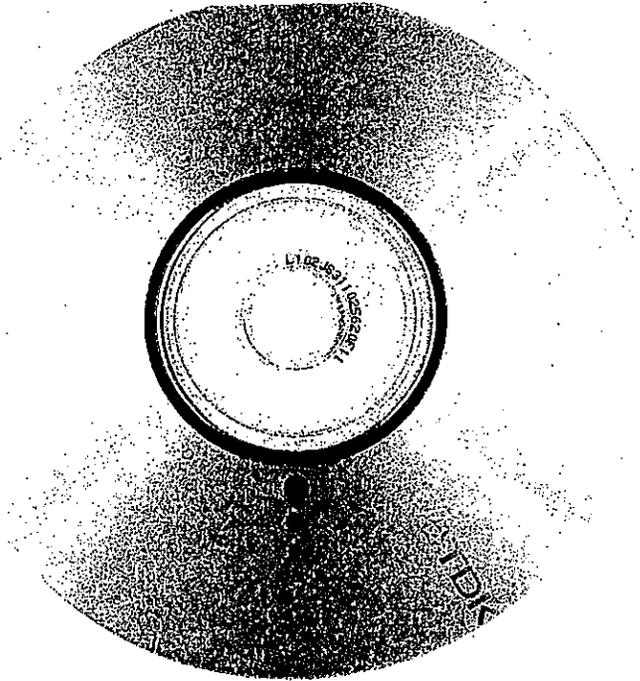
Please note that this rating will be affixed to the motion picture when it is sent out via satellite. This is a suggested rating only. It is the obligation of your station to review the motion picture and rate it as you feel is appropriate for the viewers in your DMA. Accordingly, if you deem it necessary to use an alternative rating please feel free to roll over the rating as it appears.

We hope that you will find this information useful.

Sincerely,

Lori Bernstein-Baker

FCC-X01-004



SLUMS OF BEVERLY HILLS - PARTIAL TRANSCRIPT

ELLIOT: You okay?

VIV: Don't tell anybody about this, okay? It's just a building thing. I don't want it to get around.

(scene change)

VIV: Hello? Hello? Ben? Ben, is that you in there? (knocks on door) What are you doing?

(opens door)

RITA: Oh my god!

VIV: You scared me.

RITA: You're all grown up. Come here, give me a big hug.

VIV: I thought you were going to be Ben.

RITA: Oh, Viv! I haven't seen anything like you in a long time. Oh, it's so good to see you. Oh, you look good, Viv! You haven't said how I look.

VIV: Uh, you - you look good.

RITA: OH, I'm tired, Viv, and I'm fat! (laughs)

VIV: Do you want a towel?

RITA: Stuff you like a pig in rehab. Well, if you want to live in California you gotta get rid of that east coast fat, right?

VIV: You're moving?

Rita: Your father didn't tell you? I'm staying here.

VIV: With us? Permanent?

RITA: You don't want me?

VIV: No. No, I mean yes, I -

RITA: Let me see your face.

VIV: What's wrong with it?

RITA: C'mere.

VIV: What is that?

RITA: Mm, there.

VIV: It stings.

RITA: For your mustache. Depilatory.

VIV: I have a mustache?

RITA: Just a faint one. So do I. That'll get rid of it. Jewish girl's secret weapon.

VIV: It's a Jewish Thing.

RITA: Mm, not only. A lot of beautiful women have them. So (spoken in gibberish with subtitle) can you still speak our secret language?

VIV: Gibberish, yeah.

RITA: So tell me something.

VIV: Like what?

RITA: I don't know. You're all grown up, I'm sure you've got something.

VIV: Okay. (in gibberish) Today I let a guy go up my shirt.

RITA: (In gibberish) Your boyfriend?!

VIV: No, no, just a guy.

RITA: Oh, well whoever he is, he's pretty lucky.

VIV: Why?

RITA: Vivian, look at you. If there's one thing your mother ever gave you, it's great (bleeped).

VIV: You think so?

RITA: Sure. So, (in gibberish) I'm going to nursing school.

VIV: What?

RITA: Mm, hm.

VIV: You're going to be a nurse?

RITA: You don't believe me?

Viv: I do, it's just -

RITA: I'll be like a medical assistant. Pulsés, temperatures, appointments, stuff like that. I have the brochure. It's really all over this place. I put it in here so I wouldn't lose it. I hate when that happens. I'm trying to get organized. Oooh, look, from the airplane. Let's celebrate, let's make some cocktails.

VIV: I can't, can you? -- I mean I thought you're not supposed to anymore.

RITA: We can have a few celebratory cocktails, we're grownups.

VIV: What's there to celebrate about?

RITA: My secret. (gibberish) I'm in love.

MURRAY: Hi, kiddo.

RITA: Uncle Murray.

MURRAY: What do you think, Viv?

VIV: How come nobody ever tells me anything?

MURRAY: What's that on your face?

RITA: It's just a little mustache.

MURRAY: I didn't know you have a mustache. See that?! One of the benefits of having another female in the house.

VIV: Can I take it off now?

RITA: (gibberish) Five minutes.

MURRAY: Yeah, look at this, look at this corned beef. Isn't that the most beautiful thing you ever saw in your life. Let's celebrate. Who wants a Dagwood?

RITA: I do.

VIV: Where is she going to stay?

MURRAY: We're moving. Mustard?

RITA: Yes.

VIV: Again? We just got here.

MURRAY: The luxury apartments across the street. This place is temporary. My brother is going to help us out.

VIV: Uncle Mickie's helping.

MURRAY: Yeah, I mean, you're going to have to stay in the same room. But you will be like sisters.

BEN: I parked the car across the street, Dad.

(Door slams)

BEN: What's that on your face?

VIV: Shut up.

MURRAY: Ben, leave her alone. It's for her mustache.

VIV: Dad!

BEN: Oh, my God, our sister is a Hermaphrodite.

VIV: I am not.

RICKY: What's a Hermaphrodite?

(laughter)

MURRAY: Ricky, want a sandwich?

VIV: A lot of famous women use this stuff. It's called -- what's it called?

RITA: Depilatory.

(Music playing) (scene change)

ELLIOT: Who's the lady? Is that your old man's girlfriend?

VIV: My cousin.

ELLIOT: She's a fox. (Music playing).

VIV: Check it out.

ELLIOT: Nice foyer, you're movin' up, Abromowitz.

(music playing)

ELLIOT: Ladies first. Wow, you got tunes in here and everything. Oh, someone's getting a free show.

VIV: Security.

ELLIOT: Well, I call it an invasion of privacy, damn. Wake up fag, I'm talking to you. Live from Spawn Ranch.

VIV: What are you doing? I've got to live here, will you stop it.

ELLIOT: So uptight. Have some fun, man. What's up with the mood swing? Are you a virgin or something?

VIV: I told you, you're my neighbor, you're not my type. It was a building thing.

ELLIOT: So?

VIV: You live down the street, we're going to see each other every day. You know how it gets after you do it.

ELLIOT: No, how does it get?

VIV: It gets weird.

ELLIOT: So you're -- so you're not a virgin?

RICKY: Viv? Feel it. It's plush.

BEN: Check out the Formica.

VIV: Wow, it's furnished.

ELLIOT: Big step up from Casabello.

VIV: Where's Rita?

MURRAY: She's in the pool.

VIV: There's a pool?

MURRAY: Yes.

RICKY: Are we rich now?

BEN: It's Uncle Mickie.

RICKY: Uncle Mickie is a millionaire.

BEN: He's well off, but he's not like Johnny Carson. Carson, he's a millionaire.

MURRAY: Hey, hey, what about your old man? Don't I get any credit around here?

VIV: Nice place, Dad.

RICKY: Finally we're rich. Miss Ball, there should be no treats this year.

(laughter)

VIV: This makes us middle class, right, Ben? Average? In the middle?

ELLIOT: I would call it bourgeois.

BEN: Bourgeois, French? That's an excellent word Aronson.

VIV: Is this it, are we bourgeois now?

BEN: Well, Dad's white collar, you're a salesman. I think that makes us middle class, sort of. Now Uncle Mickie owns his own business, you know, he owns property, a house. We rent.

MURRAY: What do you think your mother's living in, a teepee? That's my house she's got there. I bought it when I had the business.

VIV: That's right, Dad had his own place.

MURRAY: Damn-straight, I was a big shot, too (simultaneous speaking).

CHORUS: Did I ever tell you the time the time that Charlie the Cook --

MURRAY: Okay, wise guy.

VIV: That guy could cook a steak.

BEN: I think you might have mentioned it once, Dad.

MURRAY: This thick. That's how we served them. Add season and rare, and bloody.

(scene change)

MURRAY: Charlie, you're walking funny, you're limping, what's wrong?

CHARLIE: Hey! Inventory night.

MURRAY: I want you to know the steak is terrific. Sit down, let me buy you a drink.

CHARLIE: No, thanks anyway. I'm beat.

MURRAY: You're sweatin', Charlie, what's wrong?

CHARLIE: A long night, Murray. In the hot kitchen.

MURRAY: It's magic what you do with a steak, magic. Come on, sit with me, let me buy you one drink.

CHARLIE: Just one, Murray. My wife and kids.

MURRAY: Atta boy. How long you been working for me, Charlie?

CHARLIE: I'm tired Murray, I don't want to get into all this (bleeped).

MURRAY: Come on, I'm trying to make a toast.

CHARLIE: Eight years. I been working for you for eight years.

MURRAY: Eight years. To our friendship, Charlie. (toasting) Now you make a toast.

CHARLIE: I'm too tired to be philosophical.

MURRAY: Come on come on, you gotta say something. (stabs Charlie in the thigh with a fork) How come you're not screaming, Charlie? Didn't that hurt? You got a fork sticking out of your thigh, isn't that painful?

CHARLIE: I -- I -- I didn't --

MURRAY: Look at that, it's bleeding. Hmm, seasoned, tastes like steak. Stand up.

CHARLIE: Please.

MURRAY: Stand up, Charlie, I want to help you. I want to take a look at the wound. Is this your inventory you piece of (bleep) thief?

CHARLIE: It's been tight at home, Murray. My kids--

MURRAY: Tell your kids that the food in their stomach is from my (bleeped) restaurant. Let them know who the real father is. I'm their father. I'm their father. I'm their father.

(scene change)

BEN: Do you want a light?

VIV: Cigarette (inaudible) in your hand.

ELLIOT: That's quite a tale; quite a tale.

(Commercial interruption) 16.10.56 to 16.15.08.

MALE ON TV: Money ain't got no odor.

MALE ON TV: Pusher I'm looking for, went to high school on the east side. I want the name of that pusher.

MALE ON TV: No dice.

(scene change)

VIV: Can I have it?

RITA: Uh, sure. Why?

VIV: To impress my friends.

RITA: Okay.

VIV: You like Carol King?

RITA: Uh, she's Okay.

VIV: I've got Tapestry, the album. What's that?

RITA: My boyfriend. A vibrator. Haven't you ever seen one of these before?

VIV: Yeah, sure.

RITA: You can use it. What's mine is yours. The batteries still work. Here.

VIV: Ew.

RITA: Play with it a little

VIV: Ew.

(laughter between them, music playing, girls dancing, Uncle Murray walks in)

RITA: Turn it, turn it. The head. Turn the head (laughter). The head. Turn the head. The head (laughter).

(scene change)

MURRAY: Okay, try and act normal, she is a lady, sold her a car, I got her a great deal on. She is dying to meet you guys.

RICKY: Why does she want to meet us? Man.

MURRAY: Well, I gotta be with people my own age once in a while. She invited us over for dinner. She's a great cook. Do I look okay? Am I all right?

VIV: You look good, Daddy.

MURRAY: Okay, let's go. Try and act decent, like people.

DORIS: So I understand, you were vacationing, up north, the Bay area. I love it up there. Where did you stay?

RITA: Pinewood.

DORIS: I don't know that hotel.

RITA: It's not a hotel, it's a clinic.

VIV: It's more like a spa? You know, like a weight loss clinic (laughter).

MURRAY: Cover your mouth. It's new, very exclusive.

DORIS: Really? But, you're so thin. It's hard to believe that you were ever overweight.

VIV: Oh, you should have seen her before.

MURRAY: Viv, look how beautiful Doris keeps her nails.

VIV: Oh.

BEN: They're painted talons.

RICKY: What are talons?

VIV: Oh, they're really nice.

DORIS: Oh, thank you, it's hard to do certain things, but I can still smoke a cigarette.

MURRAY: Well, it's amazing what you can do to a chicken.

DORIS: You didn't spill on the seat cover, did you?

MURRAY: Uh-oh.

VIV: Oh, no. Admiring the fabric, it's so beautiful. I can't find my napkin.

DORIS: I did all the covers myself, needlepoint. I could teach you some stitches.

VIV: (Under table, gibberish) Do you have any tampons.

RITA: (gibberish) No. I don't need them.

DORIS: Well, you know, I got a great price

VIV: Here it is.

MURRAY: Welcome back.

RICKY: Doris, are you good at vocabulary words?

DORIS: I think so, Ricky.

RICKY: What's a Hermaphrodite?

MURRAY: What the hell kind of thing is that to say?!

RICKY: It's a word. Ben said it. You did.

MURRAY: Ben, get Doris some water.

DORIS: It's all right, I'm fine, it just went down the wrong pipe, is all.

MURRAY: Are you sure?

DORIS: Yea. Bathroom is down the hall, Dear.

VIV: Excuse me.

MURRAY: I'm still hungry.

VIV (from the bathroom): Doris?

DORIS: Murray, why don't you go ahead and serve the pie.

MURRAY: All righty.

BEN: Female problems.

MURRAY: Shut up and eat some pie

(laughter).

DORIS: You have to be prepared every month.

VIV: I thought it was over.

DORIS: The last day is sometimes the heaviest. Aha! Here you go. I kept some around for this very occasion. Bingo!! Look what else I found.

VIV: What's that?

DORIS: A menstrual belt.

VIV: For what?

DORIS: To hold it on, dear. There's a science to it. See these two little hooks? You can take the box with you.

(scene change)

TV: It's time for let's make a deal...

DORIS: Mur, stop. You're staring.

MURRAY: Pretty lady like you should be used to that by now. It's been a long time since I've thought about being with a woman.

DORIS: At my age, Murray, with two husbands dead and buried, I'm not looking for a lover. I'm looking for a companion.

MURRAY: Does that mean you don't want sex anymore?

DORIS: (screams)

MURRAY: What happened?

DORIS: Blood!! Blood on my needlepoint! Blood!

(scene change)

BEN: Quite a success. (laughter)

(scene change)

RITA: We meet up at pinewood, same group. Both Gemini's. Good families. He likes classical music, long walks, loves ludes, he's Jewish, he's an actor, he's perfect.

VIV: Is he famous?

RITA: Not yet.

VIV: Danny Roth.

RITA: Yep. Man of La Mancha. He did it as a one man show. Oh, Viv, six weeks and I'm already like solid. Feel them. Soon I'll be nothing but meals on heels.

VIV: Does he want to have a baby?

RITA: I haven't told him yet. But, Viv, I'm so ready to domesticate.

VIV: But don't you think you should tell him about it first?

RITA: Oh my g-oh, Viv. Look at my schedule. Read it.

VIV: "Day one, the art of your analysis." So?

RITA: Keep reading.

VIV: "All students are required to bring in a urine sample to work with. We've provided a specimen cup for your convenience." So?

RITA: So, they'll see it.

VIV: See what?

RITA: The baby! Don't you know anything about reproduction?

VIV: I know stuff.

RITA: Look, if you're pregnant they can see it in your urine. Now how's that gonna look, knocked up on my first day of school. It's not right.

VIV: Rita, when are you going to tell this guy about the baby?

RITA: Look, you and me, we're supposed to help each other, right? I need you to do this for me, Viv. Please. I love you, Viv.

COMMERCIAL 16.24.25 TO 16.30.20

BEN: I'm sleeping

RICKY: Do you like her?

BEN: Who, Vivian?

RICKY: No, Doris. I think she's weird.

BEN: She's not weird, she's just--she's normal. Now go back to sleep.

RICKY: She's so old. She smells old.

BEN: Dad's old.

RICKY: He is not. Not like her.

BEN: Dad is a senior citizen.

RICKY: No he's not.

BEN: He is 65 years old, Ricky. That's a senior citizen. It's a mathematical fact. Murray Samuel Abromowitz is in the autumn of his life. And -

RICKY: Take it back.

BEN: What?!

RICKY: Senior citizen, Ben, take it back.

BEN: Yeah, okay, okay I take it back.

RICKY: The whole thing.

BEN: Dad is not a senior citizen, all right? Will you get off me now?

RICKY: Ben? Can I sleep in your bed tonight?

BEN: Okay, fine. But hey, listen, listen, no funny business tonight. None! I'm serious.

RICKY: Oh, P.U. It stinks under here.

BEN: I've got gas. If you don't like it, leave.

RICKY: I can handle it.

(scene change)

VIV: Dad, what time is it? Are we moving? I gotta pack, are we moving?

MURRAY: No, no, no, we're not moving.

VIV: Thank God, I'm exhausted.

MURRAY: No, we're staying here for a long time. We get to stay put as long as she's okay. I like it here.

VIV: Yeah.

MURRAY: Best place we've been.

VIV: Yep.

MURRAY: Place to be proud of, not ashamed or embarrassed. We got the towels, we got the furniture.

VIV: What are you getting at, Dad?

MURRAY: I'm taking off with Doris, but just for tonight. To kind of make it up to her. She laughs at my jokes. You know how that makes a man feel at my age?

VIV: You're not old.

MURRAY: No, no, no, no, I'm like a horse, I'm like a rock.

VIV: Yes you are.

MURRAY: Take a poke, go on.

VIV: Like a horse.

MURRAY: Give me a hit.

VIV: Okay.

MURRAY: Go on. I'm in the best shape of my life. Keep an eye on sleeping beauty over there, okay. Make sure she gets to school tomorrow. It's her first day. Make sure she gets there and gets back. Keep her out of trouble, all right? How about an Eskimo kiss? You too old for that?

VIV: Hm, mm.

MURRAY: There's food money on the table. Good night.

(scene change)

VIV: "Warning: this should not be used over swollen or inflamed tissue. If swelling occurs, consult a physician."

(scene change)

TV: (music)

(knock on door)

BEN: Entre!

ELLIOT: Hey, is Vivian around?

BEN: Hey! Aronson. You know, you're just the man I was looking for. Come on in, have a seat. Do you want some Trix? There you go. Tell me when. Is that good? Listen, do you got any of the weed on you?

ELLIOT: Yeah, I've always got product.

BEN: Okay, so, uh, how about some samples.

ELLIOT: I can't just give it away. It's business...

BEN: Hey, am I charging you for the Trix here?

ELLIOT: The Trix was an offering, no strings attached.

BEN: This is not about the Trix, Elliot. Trix are for kids, right? It's the principle I'm talking about.

ELLIOT: What principle?

BEN: You're a salesman. I'm a potential customer. I'm just asking for a sample of your merchandise. Nothing big, a toke. Make a case out of it.

ELLIOT: No, product is product. It costs money.

BEN: Well, I've got money Elliot, that's not the point.

RICKY: Hey! That's our food money!

BEN: Shut up and get my bong. Okay, so, uh, how much for like a 2-finger bag?

ELLIOT: Uh, 20 bucks.

BEN: Tell you what, I'll let you have my sister if you give me a break, huh?

(scene change)

(music, radio in the background, Vivian dancing taking laundry out of the dryer)

RACHEL: I'm sorry, I didn't mean to scare you.

VIV: Oh no you didn't. Just, uh...

RACHEL: We live above you. My name is Rachel Hoffman, this is my sister Brooke.

VIV: Hi.

BROOKE: Rach, she's scary.

VIV: I'm sorry.

RACHEL: Deviated septum, sometimes it got so bad I couldn't even breathe, so while they were at it, they got rid of Daddy's bump.

VIV: It looks good.

RACHEL: You could get yours fixed. My doctor's the best in the business. Here (hands her a business card), he's been on TV, he does everybody. They call him the Michealangelo of Beverly Hills. He did my mother.

VIV: Your mom had her nose done too?

RACHEL: Yep. And her breasts.

VIV: Really? Silicone?

RACHEL: Nope. Reduced. Mom said they gave her a lot of trouble. Back pain.

MOTHER (from outside): Rach! Brooke! C'mon girls.

RACHEL: Well, she said big breasts are retardaire.

VIV: What?

RACHEL: Retardaire, passé. They made her look cheap.

MOTHER (from outside): I need some help with these.

BROOKE: C'mon!

RACHEL: Well...bye.

MOTHER: Who were you talking to in there?

RACHEL: Just some new girl.

MOTHER: Can you help me with these? C'mon, we've got a lot to do.

(scene change)

VIV: Hey guys, what's going on.

RICKY. Dad's gone and Ben's spending our food money on dope!

VIV: Ben!

BEN: Will you put something on? You know, we're all eating here, you're making us sick!

VIV: You can't do that.

BEN: Who made you the treasurer? I am the eldest. Now - good night mi padre - I've got a big audition from the summer music up in Beverly. Guys and Dolls. Now, your superb product is going to help me land the role that I feel I deserve. Sky Mastefson.

ELLIOT. Oh, Brando played that in the movie.

BEN. That's right.

RICKY: Last time it was Godspell.

VIV: That's stupid.

BEN: What was so stupid about it Vivian?

VIV: It was a stupid hippie leotard show.

BEN: Well, at least I'm trying to improve myself. What about you?

VIV: I'm improving.

RITA: Viv?

VIV: Coming.

BEN: I'm proud of my manhood. 1, 2, 3, 4... (sings) Luck be a lady tonight. Luck be a lady tonight. Luck if you've ever been a lady to begin with, luck be a lady tonight.

(scene change)

ELLIOT: Now what?

RITA: Make a right. Not here, there.

ELLIOT: Where?

RITA: There, after the driveway. Turn right here! Turn right here!

ELLIOT: Hey, will you hold onto that, it's a Cadillac. Give me the paper. All right, we're close. I know this neighborhood. I do a lot of business up here.

RITA: Really? What do you do?

VIV: He deals drugs.

ELLIOT: Vivian, would you mind not going around misrepresenting me like that? Geez. I don't want anyone to get the idea like I'm some kind of schoolyard pushover.

RITA: Oh, I don't mind. In fact, do you have anything for my nerves? You know, just laying around? Seconal, demoral, terminal, valium, qualud, percoset?

VIV: Rita!

ELLIOT: Not my merchandise. I deal exclusively in pot. That's the street, right down the hill.

RITA: Okay, stop the car.

ELLIOT: What?

RITA: Stop!!

VIV: Why did we stop?

RITA: I'm gonna walk. I want to surprise him.

VIV: He doesn't know you're coming?

RITA: Not exactly. I said I was going to drop by sometime, but I didn't say when. He's gonna freak when he sees me in this outfit.

VIV: You're gonna tell him, right?

RITA: You can't just tell a guy you're pregnant.

VIV: Why not?

ELLIOT: You're pregnant?

RITA: Look at him. Men freeze up, they go into shock. You gotta lay the groundwork first. Break down their natural resistance, reestablish the passion. That's what this visit is all about.

VIV: How long is it going to take to do that?

RITA: Not long.

VIV: 'cause we only got 15 minutes, 20 minutes max. You're not going to make it to school on time.

RITA: Don't worry, Viv. I'm a grownup. I've got it all under control.

(music playing) (Elliot singing along with the radio, Vivian turns it off.)

ELLIOT: Hey, that was a good song.

VIV: How long has she been in there?

ELLIOT: If she comes out in the next 10 minutes, we'll still be able to make it. Just relax. Take in the sights.

VIV: What sights. I - I only see bushes.

ELLIOT: See that?

VIV: What?

ELLIOT: That - that house over there?

VIV: Yeah, so what?

ELLIOT: You know what street that is?

VIV: No.

ELLIOT: Cielo Drive.

VIV: Is this supposed to be interesting? It's like, I-I'm under a lot of pressure right now.

ELLIOT: Does "political piggy" ring a bell?

VIV: What?

ELLIOT: Sharon Tate, Valley of the Dolls, Polanski?

VIV: Elliot? You're bugging me.

ELLIOT: That's the house right there, August 9, 1969. Open the glove compartment.

VIV: No, let's get out of here, let's pick her up.

ELLIOT: C'mere, just look at this. Look at this. I want to show you this. This guy's gonna be up for parole, man. Check it out. Seven counts of first degree murder, Spawn Ranch...

VIV: C'mon. Just stop it all right?

ELLIOT: Revelation knowledge-

VIV: This is creepy, let's get -

ELLIOT: The maid-

VIV: Let's get out of here.

ELLIOT: The maid discovered the bodies.

VIV: All right, look, I'm leaving. I'm getting Rita.

ELLIOT: Hold on, come back. I'll drive you.

VIV: Yeah, I'll hitch.

ELLIOT: I wanna, I just wanted to show you -

VIV: No you didn't. You're just trying to scare me so I'll throw myself into your perverted arms. You're sick! Charles Manson is sick.

ELLIOT: This isn't sick, Vivian! This is history. You know what that means? It's a book, I didn't make it up. Our histories, Vivian, yours and mine, so grow up!

COMMERCIAL BREAK 16.42.22 to 16.46

VIV: Hello? Ah...oh.