

Subject: PTC FILES INDECENCY COMPLAINT AGAINST NBC

From: Erik Gaines <egaines@wtwc.sbgnet.com>

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To: Bebe Francis <bfrancis@wtwc.sbgnet.com>, Steve Sheridan <ssheridan@wtwc.sbgnet.com>, Melissa Medina <mmedina@wtwc.sbgnet.com>, dave <dware@wtwc.sbgnet.com>, Charles Lemon <clemon@wtwc.sbgnet.com>

PTC FILES INDECENCY COMPLAINT AGAINST NBC

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It says the Feb. 15 episode of Las Vegas that aired at 9 p.m. in the Central and Mountain time zones contained a "graphic nude scene."

By Staff

The watchdog group Parents Television Council <<http://www.parentstv.org/>> filed an indecency complaint over NBC's broadcast of it called "a graphic nude scene" during Las Vegas on Feb. 15. The episode aired at 9 p.m. in the Central and Mountain Time zones.

PTC said that in the episode, "three girls gather together in the center of the casino floor and begin to disrobe. They strip until they are naked and then begin running around the casino. In the security office, the girls can be seen on the television monitors running around the casino naked. Their buttocks are visible, and only shadows obscure their breasts and groins."

PTC President Tim Winter said in a statement: "This crossed the line of common sense decency. NBC seems eager to test the FCC's resolve to fine stations for violating broadcast decency laws. I remind NBC that the broadcast airwaves are public property. The TV networks do not own them. The TV stations do not own them. The industry must be held accountable for the content they air and the FCC must act in the public interest by slapping NBC with a significant indecency fine."

Winter continued: "Only less than a month ago the FCC handed down \$1.4 million in fines against 52 ABC affiliates for a 2003 episode of NYPD Blue that focused extensively on an actress' naked buttocks, a side view of her bare breasts and a full frontal view of her nudity (obscured only by her arm and hand covering her breasts and groin), but that didn't deter NBC from airing barely obscured female nudity during a primetime airing of Las Vegas."

"We urge our members and anyone who is concerned about this outrageous content to contact NBC and the sponsors who paid for this show."

--

Erik Gaines
Program Coordinator/Master Control Supervisor
WTWC-TV NBC 40
"The Quality Shows"
8440 Deerlake Rd. S
Tallahassee, FL 32312
(W) 850-893-4140 x-194
(W) 850-893-4102 (F) 850-893-6974

MARK CAMACHO
1915 DALE ST
TALLAHASSEE, FL 32310

3/05/08

Marlene Dortch, Secretary
Federal Communications Commission
445 12th St SW
Washington, DC 20554-0005

FORMAL COMPLAINT

This is a formal complaint against a Broadcast Licensee for willful violation of Section 1464 of Title 18, United States Code. There was broadcast material that was in violation of law because of obscene, indecent, or profane programming.

The complaint concerns the broadcast material on:

NETWORK: NBC and Affiliate Stations

STATION CALL LETTERS: WTWC-TV
Community of License: TALLAHASSEE, FL
FACILITY ID: 66908

PROGRAM TITLE: Las Vegas
BROADCAST DATE: February 15, 2008
BROADCAST TIMES: 9:00 PM EST

Documentation of the indecent material on which my COMPLAINT is based is provided below. A copy of the video has already been filed with the FCC and is available from: Parents Television Council, 707 Wilshire Boulevard #2075, Los Angeles, CA 90017.

Documentation -----

Three girls gather together in the center of the casino floor and begin to disrobe. They strip until they are naked then begin running around the casino. In the security office, the girls can be seen on the television monitors running around the casino naked. Their buttocks are visible, and only shadows obscure their breasts and groins.

End Documentation -----

Complainant also believes that such broadcast material is patently offensive:

- (a.) The material describes or depicts sexual or excretory organs or activities
- (b) It is patently offensive as measured by contemporary community standards for the broadcast medium and thus apparently indecent.
- (c) Especially offensive because it was broadcast at an hour when millions of children were watching between 6 a.m. and 10 p.m.

Section 1464 of Title 18, United States Code, prohibits the broadcast of obscene, indecent, or profane programming. The FCC rules implementing that statute, a subsequent statute establishing a "safe harbor" during certain hours, and the Act prohibit radio and television stations from broadcasting obscene material at any time and indecent material between 6 a.m. and 10 p.m. The indecent material was broadcast within the 6 a.m. to 10 p.m. time frame relevant to an indecency determination under section 73.3999 of the Commission's rules.

For the reasons above stated, Complainant urges the FCC to exercise its responsibility to enforce the existing law against indecency on broadcast TV between the hours of 6 a.m. and 10 p.m. (Title 18, U.S. Code, Section 1464) by levying severe sanctions against the broadcasters of this program.

Complainant requests that since the broadcast television licensee willfully violated the law that it be liable to the United States for a forfeiture penalty. The legislative history to Section 312(f)(1) clarifies that this definition of willful applies to both Sections 312 and 503(b) of the Act, and the Commission has so interpreted the term in the Section 503(b) context.

The fact that Broadcast Licensee may not have originated the programming in question is irrelevant to whether there is an indecency violation. See Review of the Commission's Regulations Governing Programming Practices of Broadcast Television Networks and Affiliates, Notice of Proposed Rulemaking, 10 FCC Rcd 11951, 11961, P 20 (1995)

Complainant requests the maximum monetary forfeiture statutory penalty amount against the Licensee for broadcasting indecent material in apparent violation of 18 U.S.C. S: 1464 and Section 73.3999 of the Commission's rules.

Complainant certifies that, to the best of my knowledge and belief, all the information on and attached to this affidavit is true, correct, and complete and made in good faith.

Complainant also certifies a true and correct copy of the foregoing document is being served this day on the licensee of record in the manner specified, via US regular mail, postage prepaid.

Sincerely,

MARK CAMACHO
1915 DALE ST
TALLAHASSEE, FL 32310

Cc:
WTWC LICENSEE, LLC
2300 N STREET, NW
WASHINGTON, DC 20037-1128