

regular season, in other words, all the regular games of the Washington Redskins or the Washington Senators.

Within the nonspecific type there is a further breakdown of categories, again applying to all types of sports having a regular season. It includes home games, games away from home, preseason games or exhibition games, or the so-called games of the week. These matters are set forth in detail on page 91, paragraph 261 of the proposed FCC report, as well as in paragraph 262 which immediately follows that.

Let us refer back to the type described as specific sports events; the world's series, the all-star game. The proposed Commission rules would provide that if such an event had been broadcast on free television for 2 consecutive years in the community, and I emphasize "in the community," where the pay television station is located, not nationwide but in the community, pay television cannot broadcast it. I refer now to page 92 of the proposed report at paragraph 264.

Let us take the world's series as an example. If the series were on free TV in that community in October 1965 as well as in October 1966, both years, pay television could not show it in October 1967 on the pay TV station licensed to that community. Here I quote from the report, "If the series were on free TV in that community in either October 1965 or 1966 but not in both years it would be viewed as not having been regularly televised there and an STV station could show the series in October 1967."

This is the rule. Would it prevent siphoning? I don't think that it would. Let us see how this could conceivably work. It could work in several ways. Assume that the series was broadcast on free television in 1966 and again this year, in 1967. The pay television station operator in Washington, D.C., could go to the baseball people, offer them a sufficient amount of money if they would refuse to sell the world's series right for Washington for free television in 1968—they only have to do it in Washington—and agree to make up the difference in income. The following year it could be placed on pay TV and every year thereafter.

Another method to get around this might well be to keep it off free television in 1968 but, through mutually agreeable arrangements, put the series in 1968 into theater pay television in Washington, in near-by Maryland, Virginia, all through our whole area, with the idea of bringing it on pay TV the following year. Under this method, the baseball people would not stand to lose any revenue and the public could see that series provided they were able to go to the theater and pay for it for 1 year.

Now, we do not say that this would necessarily happen on a national basis overnight but it could happen on a selected basis in market A and B this year, in C and D next year, and, incidentally, Zenith said that they did not expect to go into operation all over the country; they are just talking about a couple of markets at a time; Mr. Wright made that point the other day—they could do this progressively and so on until in a relatively short time, for all practical purposes, the world's series would be taken out of the realm of free television and into a completely pay TV setup.

Certainly there would be outcries from the public. There were outcries from the public when championship fights were put into the theaters on a pay basis and taken off free television. You have re-