

Hearings Timeline

April 23, 2008	On-site inspection of JASRAC by the Japan Fair Trade Commission (JFTC)
	Discussions with the JFTC (*Note 1)
February 27, 2009	Cease-and-desist order issued by the JFTC against JASRAC
April 28, 2009	Hearing with the JFTC requested by JASRAC
May 25, 2009	Commencement of hearings notified to JASRAC by JFTC
June 16, 2009	Petition for stay of execution filed by JASRAC to the Tokyo High Court (*Note 2)
July 9, 2009	Stay of execution granted by Tokyo High Court (*Note 2)
July 27, 2009	First hearing
September 14, 2009	Second hearing
October 28, 2009	Third hearing
December 9, 2009	Fourth hearing
February 23, 2010	Fifth hearing
April 20, 2010	Sixth hearing
June 9, 2010	Seventh hearing
July 27, 2010	Eighth hearing
September 30, 2010	Ninth hearing: interrogation of witnesses
October 27, 2010	10 th hearing: interrogation of witnesses
November 12, 2010	11 th hearing: interrogation of witnesses, interrogation of respondent's (JASRAC's) representative
February 15, 2011	12 th hearing: investigators state final opinion
June 1, 2011	13 th hearing: respondent (JASRAC) states final opinion; hearing process concludes

February 2, 2012	Transcript of draft decision delivered from the hearing examiner to JASRAC
June 12, 2012	Transcript of written decision delivered from the JFTC to JASRAC; cease-and-desist order is rescinded

***Note 1: Discussions and briefings with the JFTC**

JASRAC visited the JFTC several times since the on-site inspection and explained in detail the current broadcast royalty collection method, progress made by broadcast operators towards census reporting (reporting all works used), future possibilities in collection methods, possible issues and the time required in realizing such methods.

***Note 2: Course of events with regard to stay of execution**

On June 16, 2009, JASRAC filed a petition with the Tokyo High Court to stay the execution (Antimonopoly Act, Article 70-6) of the cease-and-desist order in question indicating that the requirements of the order cannot be attained by JASRAC alone, the possibility of causing unrecoverable damage not only to JASRAC but also to broadcasting operators and JASRAC's members, among other reasons.

The Third Special Division of the Tokyo High Court acknowledged this petition and decided on July 9, 2009 to stay the execution of the cease-and-desist order until it becomes final and binding upon payment of a security deposit of 100 million Japanese Yen.