

Public Access of Indianapolis (PAI) is a nonprofit community media organization with a goal of reestablishing public access TV on Bright House Networks and Comcast cable television systems in Indianapolis. PAI provides volunteer video services for nonprofits, and maintains an on-demand, streaming audio and video library of community events and meetings.

RIGHT THE WAY OF

Volume 2, Issue 6
November, 2006

Public Access
of Indianapolis, Inc.

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Reviewing My Daily Constitution: Indianapolis

Public Access of Indianapolis was proud to be a partner organization in *My Daily Constitution: Indianapolis*, a week long series of participatory events exploring the meaning of the U.S. Constitution in the Indianapolis community. Artist Linda Pollack provided the vision for the project, which is “dedicated to the collective exploration and interpretation of the U.S. Constitution.” Pollack orchestrated My Daily Constitution projects in Cincinnati, Los Angeles, New York, and Seattle as well. Events kicked off on Constitution Day, Sunday, September 17, with a reading of the Constitution in the Indiana Statehouse by citizens, judges, and elected officials.

Constitution Cafés were held at various venues throughout the city where attendees and featured speakers debated and discussed specific clauses of and amendments to the Constitution and their relevance in daily life. PAI President Andrea Price and IUPUI Professor and attorney Sheila Kennedy were the discussion leaders of a café entitled “Whose First Amendment? Reclaiming the Public Interest in Our Media,” which tackled the purpose of the First Amendment, protecting the free flow of information and exchange of ideas in a democracy, and the difficulties of getting locally meaningful news coverage and citizen involvement in a media landscape in which just five corporations control nearly 90% of media outlets.

Discussion at the Tuesday evening café that asked “Can we have national security without sacrificing our core American values?” addressed how traditional rights to privacy and the Constitutional right of free speech have been infringed upon by laws passed by the USA Patriot Act and eavesdropping undertaken by the Bush Administration in the wake of the events on September 11, 2001.

Though former congressional Representative Andy Jacobs, Jr. had some trouble staying within the confines of the topic he and John Clark of the Sagamore Institute spoke to—

REMINDER

Time to renew your PAI membership for 2007!

Please consider an additional tax deductible contribution so we can continue our efforts and programs in 2007, and restore public access television. See page 7.

Where is Reality?—Page 2

New FAIR Study on *NewsHour*—Page 4

The War Powers Clause of the Constitution—their panel discussion was well attended and very well received.

Probably the highlight of the exhibitions was Theater of Inclusion’s ever-growing “Flag Recording,” a flag assembled from the thoughts, responses, art work, and questions jotted on red, white (well, cream), and blue folders provided to participants at the various events. The IMA and the Herron School of Art and Design also sponsored exhibits. Some of the activities throughout the week featured the award-winning Arsenal Tech High School Constitution Team debating the merits of a constitutional government versus an autocratic or dictatorial government, a bus tour of the neighborhood surrounding the Citizens Gas & Coke manufacturing plant, which is the subject of a recent air quality report issued by the Indiana Department of Environmental Management as well as a current radon study, followed by a discussion of the rights of citizens and municipal services. The week ended with the Hip Hop Poetry Slam and Open Mic Featuring DJ Dicky Fox (Mike Graves) on Saturday, and a film series at the IMA on Sunday included *Control Room*, reviewed on page 7.

Kathleen Dobie, a freelance writer and editor, is paying attention and is outraged.

The Right-of-Way
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of Public Access
of Indianapolis,
a non-profit
corporation

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Where is Reality?

Sarah Chayes is an unconventional woman. Educated at Harvard, she was a Peace Corps volunteer in Morocco, and a journalist for National Public Radio (NPR) in Paris, the Balkans, and Afghanistan during the US invasion after 9/11.

Most foreign journalists covering the conflict stayed with their colleagues in hotels; Chayes stayed with an Afghan family, learning their culture and gaining an understanding of the drives and fears born of tradition, necessity and post-traumatic stress disorder (PTSD) caused by generations of violence and opposition to foreign occupation.

In her fifth and final year with NPR, Chayes found that the stories she knew most accurately reflected reality in Afghanistan were not the stories her editors accepted as they didn't fit the pattern of approving U.S. actions and restating how bad things were before the U.S. came. So Chayes left NPR and stopped submitting news stories, though she continued to work in Afghanistan, starting an aid organization to help Afghans rebuild their villages. Chayes found she absorbed more information conveyed to her through actions, attitudes, and outcomes in post-9/11 Afghanistan rather than words.

The stories she couldn't broadcast on NPR are now in her book, *The Punishment of Virtue: Inside Afghanistan after the Taliban*. Readers can find reality in this book, but five years after the fact, it is too late to prevent the return to power of the Taliban that she saw happening.

US citizens who seek to know reality can now find many books about recent history wherein we can learn what not to do in the future by recognizing similarities of crises in new guises. We are also experiencing a flood of documentary videos that expands our knowledge and understanding of events that happened outside our immediate view. Fortunately these are appearing closer to the actual time of the events and sometimes can enable people to affect the outcome of a documented crisis. There are courageous and committed journalists and some are dying for their efforts: so far in 2006, 26 have been killed while practicing their profession.

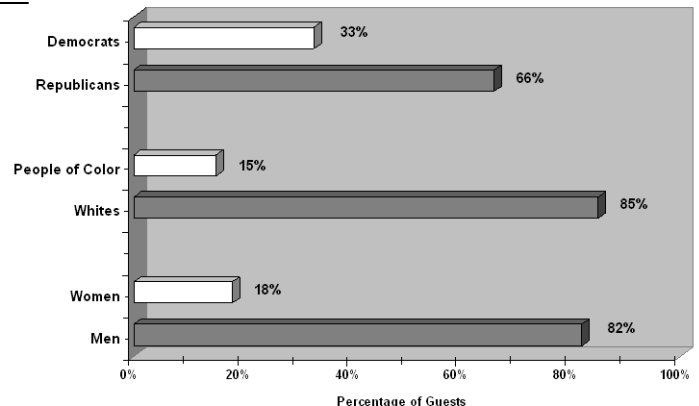
Can we hope to learn about reality in real-time? We can point to live telecasts of government hearings as an affirmative answer, although the movers and shakers of 109th Congress often operated in private, leading some of us to view even C-SPAN as more performance than disclosure. And radio and TV news programming is shown to be orchestrated to benefit the corporations that own the stations. Some recent examples: Diebold's attack on HBO for scheduling a documentary on electronic voting machine problems; "soft" questions from news anchors that avoid holding government officials accountable for their actions; and ABC's blacklist of Air America Radio, when ABC sent a memo to its thousands of affiliate stations NOT to air commercials from 90 advertisers during Air America programs. As Robert McChesney of Free Press states, "Air America commits a crime called journalism." (commondreams.org, November 3, 2006)

McChesney urges everyone to help restore real journalism in three ways: media consolidation must be stopped (see FCC Update, page 5), net neutrality must be codified (see Legislative Watch, page 5), and "noncommercial media, including PBS, NPR and community broadcasters, must be well funded and insulated from political pressure."

That sounds like a rallying cry for all PAI supporters and friends: We need to act now!

Jean Coughlin is a retired IT worker.

Are you on the NewsHour's guest list? Find out why—or why not—on page 3.



FAIR: *NewsHour* Fails Public Broadcasting Mission

Recent study by Fairness and Accuracy in Reporting highlights the lack of diversity on one of television's most diverse news programs.

The NewsHour With Jim Lehrer holds the elite position as the nightly news program for the Public Broadcasting Service (PBS). With an hour-long format of in-depth interviews, *NewsHour* has been held in high regard for its diversity and quality in its attempts to live up to the public interest mandate of public broadcasting.

In his 2005 testimony before the U.S. Senate, Kenneth Tomlinson, former director of the Corporation for Public Broadcasting, said, "...in terms of the Jim Lehrer *NewsHour*, there is no balance problem. That is great journalism." Hudson Institute fellow Ken Bode said, "On PBS, *The NewsHour With Jim Lehrer* is the mothership of balance."

A recent study by the media-watch group Fairness and Accuracy in Reporting (FAIR) reached a different conclusion. For more than 20 years, FAIR has worked to provide a consistent analysis of news content and the business of news media. In the recent study, "Are you on the *NewsHour's* Guestlist? PBS flagship news show fails public mission," FAIR looked at a six-month period of programming, from October 2005 to March 2006, and analyzed the people interviewed on *NewsHour*. Some general findings of the study: current and former government officials made up 50% of the guests, with the next highest group, the general public, coming in at 14%, and journalists accounting for 10% of the total guests. Public interest advocates were only 4% of the guests. White males dominated the debate on *NewsHour*, accounting for 76% of all guests.

The FAIR study shows that the *NewsHour* has a slightly greater diversity of voices when compared to commercial news, but it earns no plaudits for embracing the underrepresented. In terms of excluding voices, the disparities are clear: women represented just 18% of the total guests, African-Americans 9%, Latinos 2%, and Asian-Americans 1% -- numbers that are all way below a representative sample of the population of the country. One Native American was a guest during the six-month

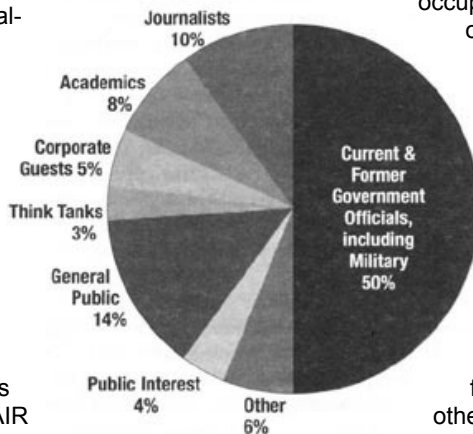
period: Fenton Rexford, an Inupiat village president who supports drilling in the Arctic National Wildlife Refuge.

NewsHour also expresses a partisan bias, with Republicans outnumbering Democrats two to one, a ratio out of proportion to the national reality. One so-called third party representative, Letitia James, is a New York City Council member of the Working Families Party.

"Are you on *NewsHour's* Guestlist?" provides in-depth case studies of *NewsHour's* coverage of Iraq, Hurricane Katrina, and immigration. In terms of the discussion of the occupation of Iraq, guests were

overwhelmingly pro-war: 71% demonstrated an explicit pro-war stance, while only 3% expressed opposition. Among the U.S. guests who addressed Iraq, 88% were white and 90% were men. Overall, white male U.S. sources made up 66% of all sources on Iraq, while Iraqis sources accounted for only 15% and guests from other countries only 3%.

Elite vs. Public



One of the more startling highlights was that the diversity of guests during the period studied was higher than it might have been during a different period. *NewsHour's* coverage of Hurricane Katrina accounted for many women and African-American guests representing the general public. Their inclusion further dilutes the total percentage of non-white male guests presented as experts. Hurricane Katrina was the subject of 6% of all *NewsHour* segments, but a full 46% of all African-Americans guests on *NewsHour* appeared in Katrina segments. More than half of the African Americans presented in the Katrina stories were members of the general public as opposed to experts.

Another factor tipping the diversity numbers is two prominent Bush administration appointments: Condoleezza Rice appeared 21 times and made up almost 13% of all African-Americans during the

See FAIR Study, page 4

Volunteers Needed for a Media Monitoring Project

Two volunteers are needed to help conduct a research project on the content of locally produced commercial news. The information gathered will help PAI make the case for an independent community media. If you have any questions please contact Nick Hess at 317-335-5272 or nhess@indyaccess.org.

The National Conference for Media Reform

is for anyone who is concerned about the state of our media and committed to working for change. This energizing weekend will present ideas and strategies for winning the fight for better media and connect you with thousands of media reformers from across the nation.

Scheduled to appear are Bill Moyers, Jane Fonda, Jesse Jackson, Amy Goodman, Phil Donahue, Robert McChesney, Davey D, Juan Gonzalez, Van Jones, Kim Gandy, FCC Commissioners and many others.

Activists, media makers, educators, journalists, policymakers and concerned citizens will gather in Memphis this January to mobilize for better media. You can join them by registering now at www.freepress.net/conference

THE NATIONAL CONFERENCE FOR MEDIA REFORM

JANUARY 12-14, 2007
MEMPHIS, TENNESSEE



**Shoddy journalism. Partisan spin.
Corporate consolidation. Fake news.
Internet freedom under attack.**

These are the problems.
It's time to fix them.

Join thousands of activists, media makers, educators, journalists, policymakers and people like you at the National Conference for Media Reform. Come to connect, learn, share and join the movement for reform. Register now at:

www.freepress.net/conference

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FAIR Study, continued

study; and Alberto Gonzales appeared 11 times and accounted for more than 30% of all Latino sources.

As the title of the study makes clear, *The NewsHour With Jim Lehrer* falls short of living up to high standards of inclusion and diversity that is the mandate of public broadcasting. Like most commercial television news products, *NewsHour* reflects the bias and opinions of the content owners, which in this case is a corporation called Liberty Media, not PBS. The findings of "Are You on the NewsHour's Guestlist?" further reinforce the need for locally produced, non-commercial community media that creates a space for the distribution of a wider spectrum of views and opinions instead of commercial programming that reflects the goals and values of an elite minority.

Nick Hess is Vice President of Public Access of Indianapolis

Control Room, continued

what he believes himself. He spouts lines such as, "It's about the 23 million people of Iraq and bringing them freedom," and "We believe that Iraq has weapons of mass destruction and the will to use them against us." One of the most interesting and powerful aspects of the film is watching Rushing's subtle but clear conversion from an uncritical mouthpiece who decries Al Jazeera's effrontery in showing dead American soldiers to a man who owns up to the fact that he didn't react with anything like the same revulsion to seeing dead Arab bodies on TV the day before. (Rushing reportedly was ordered not to comment on the movie. He subsequently left the service and accepted a job with Al Jazeera International.)

Even three years after the events it covers, *Control Room* is well worth seeing if only to gain a fresh perspective on the start of a war that recently prompted a major political shift in both bodies of the U.S. Congress and the resignation of the Secretary of Defense.

Kathleen Dobie is a journalist who agrees with Samir Khader that the death of Al Jazeera reporter Tarek at the hands of U.S. forces merits at least investigation, even three years later.

FCC: A Variety of Actions and Inaction

Promises, Promises...

In a manner similar to tactics used three years ago on the same issue, the FCC (Federal Communications Commission) promised to hold six public hearings on changing their media ownership rules to increase the number of media outlets a company can own but appears reluctant to follow through on that pledge. Since the current public comment period began in June, the FCC has held just one public hearing in Los Angeles in October. That extensively publicized meeting was announced just before FCC Chairman Kevin Martin's Senate re-confirmation hearing. One additional public hearing is scheduled in Nashville, Tennessee on December 11. The public comment period ends December 21, 2006.

In news on the same issue, the commission suppressed research reports drafted for the 2003 media ownership overhaul attempt because the conclusions contradicted the commission's stance. When the reports and their history were provided to Senator Barbara Boxer and she brought the issue to the public's attention, Chairman Martin vowed to ask the Inspector General of the FCC to investigate the matter and promised to assist the investigation. This promise is now two months old and no investigation has been announced as this newsletter goes to press.

A Last-Ditch Stand or New Directions?

The abstention of one commissioner is producing a deadlock in the FCC's multiple attempts to approve the AT&T/BellSouth merger. Commissioner Robert McDowell, one of three Republicans on the commission, has abstained from voting on the

issue due to conflict of interest concerns, having been a lobbyist for COMPTTEL, a group that opposes the merger. The four commissioners willing to vote on the issue are evenly split between the parties and on opposite sides of the issue, and have failed to come to a conclusion in two previous meetings. A third attempt at a vote was removed from the agenda for the November 3 meeting.

Consumer advocates want to see a commitment to net neutrality and reasonable prices for digital TV service from AT&T before the merger is approved; demands the corporation is resisting strongly. No matter what the outcome, there's been no rubber stamp on this deal!

Being consistent and crawling forward

The FCC declared its support for Continental Airlines' providing wireless access to travelers at their waiting area within Boston's Logan Airport. This decision applied Over-the-Air Reception Devices (OTARD) rules, the same ones that protect apartment dwellers' right to wireless access of satellite TV.

The commission also defined internet access by Broadband over Power Lines (BPL) to be an information service, like DSL and cable modem service. Granting BPL this status means the service is not regulated like a common carrier service. FCC Commissioner Copps endorsed the BPL ruling and urged the commission to take further steps and establish standards for a high-speed broadband infrastructure that could bring the U.S. up to a competitive level in the world market.

Jean Coughlin is a retired IT worker.

2006

Telecommunications Legislative Watch

House Resolution 5252, the Communications Opportunity, Promotion, and Enhancement Act of 2006, is still alive and awaiting Senate approval. The 109th Congress can still take action in its final session this year. Current senate leaders may attempt to make a move on the bill under the radar -- late at night for example -- to avoid the opposition of some senators, such as Senator John Kerry, who has vowed to prevent its passage unless a net neutrality provision is included. A million citizens have contacted their legislators opposing the sweeping telecommunications bill.

**Say "No" to Bigger Media at www.stopbigmedia.com/comment.php
FCC comment period extended through December 21, 2006**

Comcast Moves to Terminate Local Cable Franchise Agreements

On October 30, Comcast applied to the Indiana Utility Regulatory Commission (IURC) for Certificates of Franchise Authority for video that would terminate its local cable franchise agreements around the state. Reports from at least two cable TV access centers around the state indicate this move came as a surprise as they were expecting Comcast to maintain their local agreements through expiration. IURC approval is expected in late November.

Charter Communications and two Time Warner franchises also applied to the IURC in late October before the deadline for existing cable franchise holders to switch. These large incumbent cable companies will provide the first experiences with how state video franchising will impact access TV, I-Nets, costs, and franchise fees.

Andrea Price is board president of Public Access of Indianapolis.

The Indianapolis Cable Franchise Board (CFB) oversees local cable franchise agreements, local access TV channels, and meets monthly. Public comments are allowed at the end of the meeting. The official meeting minutes are available at www.indygov.org/eGov/Cable/Franchise/Minutes/.

Keeping Up with the Cable Franchise Board

September

The September Cable Franchise Board Meeting opened with an announcement by Chair Peter Blum that board member Beth Herriman was in the process of resigning, leaving only two members on the five member board. Without a quorum, the board will only take reports and not conduct official business requiring a vote until the mayor and/or City County Council appoints at least one new board member. Rick Maultra, Director of Cable Communication Agency, reported he is working with Comcast on the fire department's request for INET interconnection to Washington township locations. However, the police department has been unresponsive to requests from his office and Comcast on the desired interconnection to the 10th and Post Road Police Academy. The 2002-2003 Bright House Networks franchise fee audit is wrapping up and Scott Lewis has prepared a draft of the 2005 franchise fee audit for Comcast. The 2007 budget for the Cable Communications Agency did not include a request for additional funding, and Maultra briefed the Finance and Administration Committee of the City County Council on the state video franchising laws and pending national legislation. Maultra and Ken Montgomery attended the NATOA annual conference and learned about video web streaming, right-of-way management, and updates on the national video franchising legislation. The Cable Communications Agency received 11 complaints from Bright House Networks customers, mostly on billing, and 104 from Comcast customers on billing, telephone service and other issues. Maultra heard at the NATOA conference that Comcast had a virus in its telephone service that might be contributing to the numbers.

Ken Montgomery, Manager of Government Access TV Channel 16 reported that two new meetings will be added to the regular schedule including the Metropolitan Development Commission's Hearing Examiner meeting that neighborhood groups have been requesting for some time.

Buz Nesbit of Bright House Networks (BHN) opened with a plug for cable television. BHN is still carrying Indy's Music Channel, WDNI, for Local Community Interest Programming (LCIP) and is in conversations about continued coverage. WDNI's local General Manager Chuck Williams is supposed to provide information. BHN participated in a bike-a-thon for the hemophilia nonprofit and provided over 2,000 backpacks to students in the Martindale-Brightwood area for the Back to School Blast.

Mike Delph of Comcast reported Comcast delivered 200 hours of Local Community Interest Programming (LCIP). Community involvement included Turn Up the Volume work for ovarian cancer, the Indianapolis Symphony Orchestra and the series on candidates for public office. Due to the popularity of the candidate show, Comcast is looking to partner with BHN and possibly use Video-on-Demand. Chairman Blum questioned Comcast about their continuing to miss the requirement for 90% telephone calls to be answered in 30 seconds or less.

Jim Smashey offered public comment and questioned the validity of state and national video franchising.

October

Chairman Blum convened the meeting and announced the appointment by Mayor Bart Peterson of a new board member who will be present for the November meeting. At that time votes will be taken on items postponed from the September and October meetings.

Rick Maultra reported that he is talking with Comcast and the Indianapolis Fire Department about INET connections to Washington Township firefighters. Also, Bart Brown is sending a status report on his audit of BHN data for 2004 and 2005. BHN's rate for limited basic cable service will be voted on when the CFB quorum is available, as will Comcast's rate for fiscal year 2007. The rate request submissions have been reviewed and Maultra indicated there will be "no surprises."

Ken Montgomery reported on government Channel 16 activity, characterizing it as surprisingly busy, with more than 100 hours of new production. The channel aired 66 hours of meeting coverage and 29 hours of special events coverage. The value of their in-kind services for September was \$12,455 mostly for the Indiana Association of Cities and Towns.

Al Aldridge reported for BHN and introduced Cedric Martin as BHN's new Human Resources Director. Aldridge mentioned the continuing partnership with WDNI for the required local community interest programming hours.

Comcast was not in attendance.

Earl Harris reported for ETC, citing expanded programming to 24 hours on both educational access channels, and a new annual IPS Hall of Fame program, featuring past IPS graduates such as Senator Richard Lugar, Representative Julia Carson, actress Vivica A. Fox, and talk show host David Letterman. An amended letter that had been introduced in September was provided to the board.

There was no public comment.

Reported by Andrea Price and Jean Coughlin.

Reporting from the *Control Room*

Control Room is an unprecedented up close and personal look at some of the people, issues, and controversies surrounding Al Jazeera's coverage of the U.S.-led invasion of Iraq. Jehane Noujaim is credited as director, co-writer, and co-producer, and also earned a filming credit for her 2004 documentary.

Al Jazeera reaches 60 million Arabs, though it has been banned in several Middle East countries because of its criticism of their regimes. President Bush, in his turn, called it the "mouthpiece of Osama bin Laden."

However, inside Al Jazeera's offices in Doha, Qatar, senior producer Samir Khader explains that he sees Al Jazeera's mission as one of education of Arab masses about the concept of democracy and his belief that everything should be dealt with openly and honestly. Khader knows the power of the media and early on opines that a military leader who doesn't plan and use propaganda is not a smart leader. In his opinion, "American media was hijacked by some people within the administration and used as leverage to induce fear within the American public to make Americans feel they are always under siege and that Saddam is the cause."

Journalist Hassam Ibrahim is optimistic in the early moments of the invasion, answering when a colleague asks "Who's going to stop this?" by saying, "The U.S. is going to stop the U.S. I have absolute confidence in the American Constitution, and I have absolute confidence in the ability of the American people." He does his best to convey the differing realities and perceptions of Arabs to the war and to U.S. actions, sharing that to the Arab world, it seems that "the U.S. is inventing a purpose as they go along; first it was WMD, then removing Saddam from power." He also challenges the press officers to explain when and how Saddam and his supposed weapons of mass destruction were poised to attack the U.S.

A main setting for the 2004 documentary is CentCom, short for Central Command, located outside Doha, 20 miles from Al Jazeera's offices. CentCom was the headquarters for U.S. military operations and the communications hub for information about the Iraq war where every major news organization had an office. It was disbanded after President Bush declared "mission accomplished" after U.S. tanks rolled into Baghdad.

At CentCom, we meet Lt. Josh Rushing, a press officer for the U.S. military. When introduced, Rushing is an earnest officer who toes the official line in what he discloses to reporters, and presumably in

See *Control Room*, page 4

Membership Application

Mail this form to:

PO Box 30269
Indianapolis IN 46230

Please make checks payable to Public
Access of Indianapolis

If you'd like to pay by credit card, visit our
website at www.indyaccess.org.

Select Membership Category and
annual dues:

- Individual Member, \$20
- Not-for-profit organization, \$50
- Business membership, \$100

Name

Organization

Address

City, State, Zip

Telephone

Fax

Are you formerly or currently a producer of public access programming? **YES** **NO**

Program Name/s _____

In what ways would you like to work with PAI? _____

Events

**November
2006—
January 2007**

November 20, 2:30 PM: **Cable Franchise Board meeting**, Room 260, City-County Building, 200 E. Washington St.

December 11, **FCC Public Hearing on Media Ownership**, Nashville, TN. (See www.fcc.gov/ownership for more details.)

December 16, 11:30 AM: **PAI General Meeting & Holiday Event**, Library (Room 206), North United Methodist Church, 38th & Meridian Sts.

December 18, 2:30 PM: **Cable Franchise Board meeting**, Room 260, City-County Building, 200 E. Washington St.

January 12-14, **National Conference for Media Reform**, Memphis, TN (See page 4)

January 16, 2:30 PM (tentative): **Cable Franchise Board meeting**, Room 260, City-County Building, 200 E. Washington St. (Please check online calendar)

January 20, 11:30 AM: **PAI General Meeting**, Library (Room 206), North United Methodist Church, 38th & Meridian Sts.

January 20: Next issue of *The Right-of-Way*

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