

Exhibit 12 to Response by All
Plaintiffs to Motions by
EchoStar and NPS for Hearing
(Dec. 4, 2006)

Case No. 98-2651-CIV-Dimitrouleas/Seltzer

SatelliteGuys.US
The Dish Network Forum
(Web Posts #74, #8, #50, #589, #616)

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12-01-2006, 04:14 PM

#73



Scott Greczkowski
Proud Staff Member

Proud Staff Member
Join Date: Sep 2003
Location: Central Connecticut
Posts: 18,015

Yeah I know late night last night. 🏠

Scott

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CocaCola Rewards Points Program. By doing that your helping to support the operation of
SatelliteGuys!

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12-01-2006, 04:16 PM

#74

Greg Bimson
Senior Member

Join Date: Jan 2004
Posts: 595

Just for kicks, posted at another forum...

Quote:

Originally Posted by **joblo**
*I called AAD today re DNS. They told me they could not find my
phone number in the records. They said E* provided them with
records of all of their DNS customers, and since they couldn't find
my name or number on that list, they could not qualify me for
DNS.*

First come the strings, then come the woodwinds, and then the brass
followed by the percussion.

"in active concert".



12-01-2006, 04:20 PM

#75



cybertrip
Member

Join Date: Oct 2005
Posts: 45

I agree with everyone about how this is done "legally." However, we all
know the intent that's behind this. Everything looks ok on paper. But in
the eye of the judge we know that Dishnetwork is trying to get around
this by allowing someone else to come in and fill in the gaps that they
just opened up. NPS may see some big fines and an injunction and
Dishnetwork will probably be guilty of contempt. This whole thing is to
create more time to save their customers and to get congress to act
before they lose everyone to a contract with D*.

Please visit our main web site for other products like: High Definition Televisions, DVD players, High Speed Satellite Internet, Sirius Satellite Radio, and more at www.AllAmericanDirect.com.

"It's a rough life but somebody has to live here"



12-01-2006, 09:20 AM

#6

davec53

Member

Join Date: Jan 2006
Posts: 37

hey...could you guys maybe give a brief rundown on what qualifies folks to receive the distant networks packages...maybe for the folks that try and do not get qualified.

if you live in a "white area", should you pretty much qualify?

they have a FAQ over there, but i didn't see anything about that....although there was mention of contacting them for a waiver, in some cases.



12-01-2006, 09:23 AM

#7



Tampa8
Supporting Founder

Supporting Founder
Join Date: Sep 2003
Posts: 276

I do live in a White area, that is why I persisted in finding out why it would not confirm me on the website. That is when they told me the website was not working correctly at this time. Obviously some are using it and it worked for them, but others are being denied, and as in my case should not be denied.



12-01-2006, 09:29 AM

#8



waltinv
Supporting Founder

Supporting Founder
Join Date: Feb 2004
Location: Vermont
Posts: 2,062

Ok. I talked with a real person at the above number. A very nice lady, who was quite patient I might add.

She said they qualify based on the phone number that is tied to the Dish account. Trouble is none of my phone numbers would bring up my account, so something is screwy. She suggested I call my provider and confirm my account's phone number.

622 & 942. HD Platinum + Locals, CBS-HD, SS & SD DNS.

A Moral Wrong Is Not A Civil Right

12-01-2006, 11:52 AM

#49



Scott Greczkowski

Proud Staff Member

Proud Staff Member
Join Date: Sep 2003
Location: Central Connecticut
Posts: 18,015

Quote:

Originally Posted by **dishrich**
HUH??? What does O&O have to do with being able to qualify for SD distantst??? ☹ ☹ ☹

Absolutely nothing.

Scott

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12-01-2006, 11:55 AM

#50

rdinkel

Pub Member / Supporter

Pub Member / Supporter
Join Date: Jul 2004
Location: Woodland Park, Colorado
Posts: 750

No Joy--Not in NPS Database

Just spent an hour and half with NPS and Dish and then NPS again. The deal is, NPS is working off of an account database Dish provided as a one-time dump. NPS tries to access that database using your Dish account phone number. Then, assuming you show up in the database, NPS loads your address info from the database into their prediction model in order to qualify you. Well, in my case, and apparently others, my phone number did not make it into the provided database, so NPS cannot go any further. They had me contact Dish (which took considerable time and progression from India up the supervisor chain), but Dish said they had no way to transfer any more data to NPS (I am guessing it had to have been done before 1 Dec to keep the judge happy). So back to NPS and they were cordial, but unable to go forward. I even offered to fax copies of waiver letters and Dish statements showing the distant networks I have been receiving. All to no avail. Full stop!!

I did confirm that the NPS price is per account and not per receiver.

I am starting to think Dish only included folks in the database that cannot get LiLs from Dish.

Woodland Park, CO
City Above the Clouds



All residents of the smaller and (or) narrow states, along with border residents of any state should be allowed to at least choose from their surrounding DMAs where they want their networks to come from.

This would only force affiliates to compete against other stations where it was reasonable to assume the affected residents would likely shop but still protect them from all the other stations.

If some sort of compromise like this doesn't happen, the situation is only going to get worse and the concept of the "local" affiliate may disappear completely.



Yesterday, 01:04 PM

#588

navychop
Pub Member / Supporter

Pub Member / Supporter
Join Date: Jul 2005
Location: Northern VA
Posts: 1,666

"...why the HD deadline keeps getting pushed back..."

What HD deadline? There is no HD deadline. There is a deadline of 2/17/09, when digital takes over. That is the last day NTSC analog may be broadcast OTA. And it's not getting pushed back, it written into law. There is no requirement that anyone transmit HD, only a requirement they transmit digitally and stop analog transmissions.

BTW, we are the only nation in the world that will continue to allow TV broadcasts to use the VHF band after the digital conversion. Every other country drops the VHF band and sticks to UHF only.



Yesterday, 01:17 PM

#589

 **cj9788**
Senior Member

Join Date: Jul 2006
Posts: 105

Quote:

Originally Posted by **Foxbat**
Out of curiosity, I put in my location as well as an address near work, and both were rejected. I have never sub'd to our DMA's L-i-L (South Bend / Elkhart IN) from Dish. Which is what I expected, even though I wouldn't mind getting ABC since our "local" channel is a LP transmitter.

NPA may be using their normal process for the first pass at validating an address instead of Dish's database. Of course, their system may have been overloaded yesterday, too.

They do not qualift you untill they have your phone number. If your phone number is not in there system they will NOT qualify your address. If you requested DNS on line they send you an e-mail if you are on the phone with the CSR they tell you to call your provider. This is complet

Yesterday, 04:39 PM

#615



hall
Senior Member

Join Date: Feb 2004
Location: Dayton OH
Posts: 1,164

Quote:

Originally Posted by **cj9788**
E supposedly did not give NPS any DNS sub's info who received LiL.*

The key question is, why did E give or not give any info to NPS ?? Let the judge or lawyers ask them... I'd love to know their reason.



Yesterday, 05:16 PM

#616

Malamute
Junior Member

Join Date: Nov 2006
Posts: 10

Well i was denied by NPS for distant networks although i live in a white area with no LiL or anything.

NPS said i am not in their system.
So logically, i asked what do i have to do to qualify.

answer: nothing you can't

So i asked why is it i am in a white area,,,legal to receive DNS and am not in their puter. And why would i be in their puter to begin with.

answer: Dish network gave them the peopl eligible.

So i asked if i needed to contact Dish to get into NPS system.

answer: yes

So i called Dish, they said i am a lunatic and they have nothing to do with any such company and have no idea what i am talking about in reference to some company known as NPS.

So i called NPS back.

Same guy. i tell him Dish told me they have nothing to do with NPS.
How do i prove i am legally able to receive DNS from your company?

answer: we have no way to qualify you. Only if you are already in our computer can we help you.

and after some running around in circles on my part, i was basically told you are sheet out of luck.

I have no idea what they are doing, but this is ridiculous. They very few of us that ARE LEGALLY able to receive DNS are once again being denied..?