

April 28, 1976

CONCURRING STATEMENT OF COMMISSIONER JAMES H. QUELLO
IN WHICH COMMISSIONER HOOKS JOINS

In Re: Application for Review
Fairness Doctrine Complaint--
Mrs. Elaine Donnelly

I agree with the majority that the Fairness Doctrine has not been violated in this instance. However, there seems to be a substantial gap between the legal requirements of the Doctrine and practical implementation of fair overall presentation in this case.

I am not suggesting that this Commission undertake the impossible task of determining adequate balance in such issues. I merely point out that the Fairness Doctrine, relying as it must upon the judgments of various licensees, is an imperfect instrument which can only encourage fairness. It falls short of a guarantee.

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