
**UPDATE
November 16, 2021**

FCC Selects MVPDs for EEO Audits

On November 12, 2021, the Media Bureau released a [Public Notice](#) identifying certain multichannel video programming distributors (“MVPDs”) that they had been randomly selected for annual Equal Employment Opportunity (“EEO”) audits. The Public Notice lists the MVPDs selected. Responses are due to the FCC by December 13, 2021, and must be filed electronically through the FCC’s Electronic Comment Filing System (<http://apps.fcc.gov/ecfs>) in Docket Number 21-398.

The FCC annually audits about five percent of MVPD employment units for compliance with cable EEO rules. The audit letter requests certain data from the selected MVPD employment units, including the unit’s most recent EEO public file (which is required to be placed on the MVPD’s website), information on job openings, pending or resolved complaints filed during the past five years alleging unlawful discrimination in employment practices, and documentation demonstrating performance of the required recruitment initiatives.

All selected MVPD employment units must respond to the audit letter, but employment units with fewer than six full-time employees have more limited response requirements. Failing to timely respond to the audit letter could result in a certification that the employment unit is not in compliance for 2021 with the FCC’s EEO rules, which may put an affected operator in violation of debt covenants or franchise requirements.

If you have any questions about EEO compliance, please contact Scott Friedman at (314) 462-9000 or sfriedman@cinnamonmueller.com.

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