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VIA ELECTRONIC FILING

Ms. Marlene Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: Notice of *Ex Parte* Presentation: *In the Matter of Expanding Consumers' Video Navigation Choices*, MB Docket No. 16-42; *Commercial Availability of Navigation Devices*, CS Docket No. 97-80

Dear Ms. Dortch:

On July 19, 2016, Keith Murphy of Viacom Inc. (by telephone), Jared Sher of 21st Century Fox, Kyle Dixon of Time Warner Inc., Susan Fox of The Walt Disney Company, Kimberly Hulsey of Scripps Networks Interactive, Inc., and the undersigned met with Gigi Sohn, Louisa Terrell and Jessica Almond of Chairman Wheeler's office, Scott Jordan of the Office of Strategic Planning & Policy Analysis, John Williams of the Office of General Counsel, and Brendan Murray of the Media Bureau, Policy Division.

The purpose of the meeting was to continue our discussions about the companies' perspectives regarding the potential for an MVPD-controlled app as a way forward in this rule making.

During our meeting, we discussed our continuing concerns with the Commission's original approach as well as the staff's idea of distributing our content via an app that is controlled by an entity with whom the programmers have not directly contracted for carriage of their programming. Specifically, we reiterated that the FCC's initial proposal concerns programmers because of the lack of sufficient mechanisms to respect and enforce the myriad provisions of the contractual agreements between programmers and MVPDs. Because ensuring the existence of a sufficient mechanism to

respect and enforce those contractual provisions remains our core concern, we explained that we would continue to have concerns with any proposal (app-based or otherwise) that would not honor this threshold element.

Pursuant to Section 1.1206 of the FCC's rules, this letter is being filed via ECFS, and a copy will be provided via email to the individuals listed below. Please contact me if you have any questions regarding this notice.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "B Murray". The signature is written in a cursive, slightly slanted style.

cc via email: Jessica Almond
Scott Jordan
Gigi Sohn
Louisa Terrell
John Williams
Brendan Murray