

August 29, 2016

**Ex Parte**

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

Re: *Protecting and Promoting the Open Internet*, GN Docket No. 14-28

Dear Ms. Dortch:

On behalf of Nielsen Holdings plc, on August 25, 2016, I had separate telephone conversations with Joel Taubenblatt, Deputy Chief of the Wireless Telecommunications Bureau and Chief of the Competition and Infrastructure Policy Division, and Bill Dever, Office of General Counsel. On August 29, 2016, I spoke by telephone with Jon Wilkins, Chief of the Wireless Telecommunication Bureau. I reviewed the concerns Nielsen expressed in its Comments<sup>1</sup> to the designation of the mobile Measuring Broadband America program as the sole safe harbor for disclosure of actual mobile network performance. Nielsen believes that the Commission should not designate a single, untested program as the sole safe harbor, or at a minimum should seek public comment before making a final decision.

If you have any questions, please communicate with me at (202) 730-1311 or [jveach@hwglaw.com](mailto:jveach@hwglaw.com).

Sincerely,



Julie A. Veach  
*Counsel to Nielsen Holdings plc*

cc: Jon Wilkins  
Joel Taubenblatt  
Bill Dever

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<sup>1</sup> See Comments of Nielsen at 4-6, *Protecting and Promoting the Open Internet, Guidance on Open Internet Transparency Rule Requirements, Applications for Review of CTIA and Competitive Carriers Association*, GN Docket No. 14-28 (filed July 5, 2016).