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December 6, 2017

### VIA ECFS

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

**Re: *Restoring Internet Freedom*, WC Docket No. 17-108**

Dear Ms. Dortch:

On December 4, 2017, the undersigned and Matthew Murchison of Latham & Watkins LLP, along with Rick Chessen of NCTA – The Internet & Television Association (“NCTA”), met with Nick Degani of the Office of Chairman Pai, with Amy Bender of the Office of Commissioner O’Rielly, and with Jamie Susskind of the Office of Commissioner Carr regarding the above-referenced proceeding. Additionally, on December 5, 2017, the same individuals spoke by phone regarding this proceeding with Kris Monteith, Madeleine Findley, Daniel Kahn, Melissa Kinkel, Deborah Salons, and Shane Taylor of the Wireline Competition Bureau; with Ashley Boizelle, James Carr, Kristine Fargotstein, Jacob Lewis, and Scott Noveck of the Office of General Counsel; and with Nese Guendelsberger and Stacy Ferraro of the Wireless Telecommunications Bureau.

At these meetings, we emphasized that NCTA strongly supports the measures contemplated in the Draft Order released in this proceeding, including the Commission’s return to its prior classification of broadband Internet access service (“BIAS”) as an interstate information service and its reversal of the 2015 decision to classify BIAS as a Title II telecommunications service. We also addressed the Draft Order’s discussion of interconnection, transparency, broadband competition, and infrastructure issues, and noted additional legal and factual support in the record on these issues.<sup>1</sup>

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<sup>1</sup> See Letter of Matthew Brill, Counsel for NCTA, to Marlene Dortch, FCC, WC Docket No. 17-108, GN Docket No. 17-199 (filed Oct. 5, 2017); Drs. Mark Israel and Bryan Keating, “Economic Analysis of Dr. Evans’ Claims as They Relate to *Restoring Internet Freedom*,” attached to Letter of Jonathan Nuechterlein, Counsel for AT&T, to Marlene Dortch, FCC, WC Docket No. 17-108 (filed Oct. 31, 2017).

**LATHAM & WATKINS** LLP

Please contact the undersigned with any questions regarding this submission.

Respectfully submitted,

*/s/ Matthew A. Brill*

Matthew A. Brill  
of LATHAM & WATKINS LLP

cc: Amy Bender  
Ashley Boizelle  
James Carr  
Nick Degani  
Kristine Fargotstein  
Stacy Ferraro  
Madeleine Findley  
Nese Guendelsberger  
Daniel Kahn  
Melissa Kinkel  
Jacob Lewis  
Kris Monteith  
Scott Noveck  
Deborah Salons  
Jamie Susskind  
Shane Taylor