

October 16, 2014

VIA ECFS

Marlene H. Dortch, Esq.
Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

Re: *Applications of AT&T Inc. and DIRECTV for Consent to Assign or Transfer Control of Licenses and Authorizations*, MB Docket No. 14-90
NOTICE OF ORAL EX PARTE PRESENTATION

Dear Ms. Dortch:

On Wednesday, October 15, 2014, Hank Hultquist of AT&T Inc. (“AT&T”); AT&T outside counsel Maureen Jeffreys and Richard Rosen of Arnold & Porter LLP; Stacy Fuller of DIRECTV; and DIRECTV outside counsel William Wiltshire of Harris, Wiltshire & Grannis LLP had a teleconference with Jamillia Ferris of the Office of General Counsel to discuss the issues raised in the Application for Review filed by certain content companies.¹ During the telephone conference call, AT&T and DIRECTV (collectively, the “Applicants”) reiterated points made in their comments² in response to the Staff’s September 23, 2014 request for input³ regarding additional protections to programming-related documents covered by the Commission’s Information and Discovery Requests.

As discussed in those comments, Applicants have every interest in assuring that the confidential information produced to the Commission be appropriately safeguarded, as the overwhelming majority of highly sensitive information in the docket is information that belongs to Applicants themselves and includes highly sensitive details of their business and strategy. That is no less true of the programming agreements and related materials at issue in the Application for Review. Applicants are parties to those agreements, and the information that has

¹ *Applications of Comcast Corporation and Time Warner Cable Inc., Charter Communications Inc. and SpinCo, for Consent to Assign or Transfer Control of Licenses and Authorizations*, MB Dkt No. 14-57 and *Applications of AT&T Inc. and DIRECTV for Consent to Assign or Transfer Control of Licenses and Authorizations*, MB Dkt No. 14-90, Application for Review (Oct. 14, 2014) (the “Application”).

² Letter from Maureen R. Jeffreys, Arnold & Porter LLP, Counsel for AT&T Inc., and William M. Wiltshire, Harris, Wiltshire & Grannis LLP, Counsel for DIRECTV, to Marlene H. Dortch, Secretary, FCC, MB Docket No. 14-90 (Sept. 26, 2014).

³ *See generally Media Bureau Seeks Comment on Issues Raised by Certain Programmers and Broadcasters Regarding the Production of Certain Documents in Comcast-Time Warner Cable-Charter and AT&T-DIRECTV Transaction Proceedings*, MB Dkt Nos. 14-57 and 14-90, Public Notice (Sept. 23, 2014).

Marlene H. Dortch
October 16, 2014
Page 2

been produced to the Commission contains highly sensitive details concerning Applicants' video businesses.

As parties with an equal interest in the protection of the materials at issue in the Application for Review, Applicants understand and take seriously the terms of the Modified Joint Protective Order ("MJPO"),⁴ including the obligations to identify and segregate documents containing Video Programming Confidential Information pursuant to the Order adopting the MJPO,⁵ and Applicants remain prepared to provide third-party access to their Information Request responses in accordance with the MJPO as individuals become authorized under the terms of that order.

In accordance with section 1.1206 of the Commission's rules, this letter is being filed electronically with your office for inclusion in the public record. Please contact the undersigned if you have any questions.

Respectfully submitted,

/s/Maureen R. Jeffreys

Maureen R. Jeffreys
Arnold & Porter LLP
555 Twelfth Street, NW
Washington, DC 20004
(202) 942-6608
maureen.jeffreys@aporter.com
Counsel for AT&T Inc.

/s/ William M. Wiltshire

William M. Wiltshire
Harris, Wiltshire & Grannis LLP
1919 M Street, NW
8th Floor
Washington, DC 20036-3537
(202) 730-1350
wwiltshire@harriswiltshire.com
Counsel for DIRECTV

⁴ *Applications of AT&T Inc. and DIRECTV for Consent to Assign or Transfer Control of Licenses and Authorizations*, Modified Joint Protective Order, MB Docket No. 14-90 (Oct. 7, 2014) ("Modified Joint Protective Order").

⁵ *Applications of Comcast Corp. and Time Warner Cable Inc. and AT&T Inc. and DIRECTV for Consent to Assign or Transfer Control of Licenses and Authorizations*, Order, MB Dkt Nos. 14-57 and 14-90 (Oct. 7, 2014) ("Order").

Marlene H. Dortch
October 16, 2014
Page 3

cc (via email):
Best Copy and Printing, Inc.
Daniel Ball
Jim Bird
Hillary Burchuk
Jamillia Ferris
Brendan Holland
Vanessa Lemmé
Christopher Sova