



October 30, 2014

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**VIA ELECTRONIC SUBMISSION**

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

**Re: *Protecting and Promoting the Open Internet; Framework for Broadband Internet Services; GN Docket No. 14-28; GN Docket No. 10-127***

Dear Ms. Dortch:

On October 27, 2014, Bob Quinn, Gary Phillips, Christopher Heimann, and I, all of AT&T, met with Nicholas Degani, legal advisor to Commissioner Pai. During the meeting, we discussed the above-referenced proceedings.

In particular, we discussed the Commission's authority to protect and promote the open Internet under section 706 of the Communications Act by prohibiting "paid prioritization" *ex ante*, while allowing "user-directed prioritization" subject to *ex post* review under a commercial reasonableness standard. We explained that no party has sought a prohibition on user-directed prioritization, which has been available to business customers over their broadband service for a number of years.

A framework that prohibited some differentiated services, while reviewing others for commercial reasonableness, would not be tantamount to *per se* common carriage. Broadband providers would be able to deal with edge providers on an individualized basis with respect to service parameters other than non-user directed prioritization over consumer broadband services.

Pursuant to section 1.1206 of the Commission's rules, this letter is being filed electronically with your office for inclusion in the public record of the above referenced proceeding. If you have any questions or need additional information, please do not hesitate to contact me.

Sincerely,

Henry G. Hultquist

cc: Nicholas Degani