

April 23, 2015

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FILED ELECTRONICALLY

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

Re: *Promoting Innovation and Competition in the Provision of Multichannel Video Programming Distribution Services*, MB Docket No. 14-261;  
*Amendment to the Commission's Rules Concerning Effective Competition*, MB Docket No. 15-53

Dear Ms. Dortch:

On April 21, 2015, Michael Olsen, Lee Schroeder, and Emmett O'Keefe of Cablevision Systems Corporation and the undersigned met with Maria Kirby, Martha Heller, Valery Galasso, and Matthew Berry. The same group, accompanied by Justin Lilley of TeleMedia Policy Corp., also met with Robin Colwell. This group, also accompanied by Alexander Maltas of Cablevision, met with Bill Lake, Michelle Carey, Mary Beth Murphy, Alison Nepolokh, Nancy Murphy, Diana Sokolow, Brendan Murray, Steven Broeckaert, and Susan Aaron.

In these meetings, Cablevision discussed the Commission's proceeding on interpreting the term "multichannel video programming distributor" ("MVPD") in the context of online video delivery, and the regulations applicable to online video distributors ("OVDs") classified as MVPDs.<sup>1</sup> Cablevision reiterated its view that Congress did not intend for the regulatory framework surrounding MVPDs to encompass non-facilities-based providers such as OVDs.<sup>2</sup> If, however, the Commission decides to classify OVDs as MVPDs, the Commission should ensure that potential competitors in the online video marketplace are able to enter the market and to compete in it on full and fair terms. In particular, OVD services delivered over a consumers' broadband Internet connection—and subject to applicable Open Internet rules (as opposed to a managed, cable television service, regardless of delivery technology)—should not be saddled with legacy regulations applicable to "cable service," as those regulations would hamper cable

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<sup>1</sup> Reply Comments of Cablevision, *Promoting Innovation and Competition in the Provision of Multichannel Video Programming Distribution Services*, MB Docket No. 14-261 (filed April 1, 2015).

<sup>2</sup> See *id.* at 2.

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operators' ability to provide innovative over-the-top services that consumers desire and prevent them from competing robustly with independent OVDs.<sup>3</sup>

Cablevision also discussed the Commission's proceeding on effective competition.<sup>4</sup> Cablevision explained that it strongly supports the Commission's proposal to reverse its presumption of no effective competition in local cable franchise areas, and welcomes this step as a recognition of the vibrant competitive realities of today's video marketplace.<sup>5</sup> Cablevision further discussed other steps the Commission might take to streamline effective-competition filings for all parties.

Please contact me if you have any questions regarding this meeting.

Sincerely,

/s/ Samuel L. Feder

Samuel L. Feder

cc: Maria Kirby  
Martha Heller  
Valery Galasso  
Matthew Berry  
Robin Colwell  
Bill Lake  
Michelle Carey  
Mary Beth Murphy  
Alison Nepolokh  
Nancy Murphy  
Diana Sokolow  
Brendan Murray  
Steven Broeckaert  
Susan Aaron

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<sup>3</sup> *Id.* at 3-7, 12-13.

<sup>4</sup> Reply Comments of Cablevision, *Amendment to the Commission's Rules Concerning Effective Competition*, MB Docket No. 15-53 (filed April 20, 2015).

<sup>5</sup> See *id.* at 1-8.