



November 6, 2015

Filed in ECFS

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

Re: Notice of Ex Parte Presentation, GN Docket No. 14-28, *Protecting and Promoting the Open Internet*

Dear Ms. Dortch:

On Wednesday, December 4, 2015, Corie Wright, Director, Global Public Policy; Colin Bortner, Director, Global Public Policy; and I met with Scott Jordan, Chief Technologist; Alison Neplokh, Deputy Chief Technologist; Madeleine Findley, Deputy Bureau Chief, Wireline Competition Bureau; Chris Helzer, Electronics Engineer, Wireless Telecommunications Bureau; Kristine Fargotstein, Attorney, Wireline Competition Bureau; and Jerusha Burnett, Attorney, Consumer and Governmental Affairs Bureau.

In response to questions from Commission staff, Netflix discussed the transparency rule adopted in the 2015 Order¹ and methods for measuring network performance. Netflix reiterated that insufficient capacity at interconnection points to broadband access providers' networks can negatively impact speed and packet loss, resulting in a diminished online experience for the consumer. Meaningful disclosure and assessment of network performance and the user experience should include information on performance to servers and other endpoints located across interconnection points.

In accordance with Commission rules, this ex parte notice is being electronically filed in the above referenced docket.

Respectfully submitted,

/s/
Joshua Korn
Manager, Global Public Policy

¹ *Protecting and Promoting the Open Internet*, GN Docket No. 14-28, Report & Order, FCC 15- 24 (rel. Mar. 12, 2015).