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February 26, 2016

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

ELECTRONICALLY FILED

RE: Application of Charter Communications, Inc., Time Warner Cable Inc., and Advance/Newhouse Partnership For Consent to the Transfer of Control of Licenses and Authorizations, MB Docket No. 15-149.

Dear Ms. Dortch,

I am submitting this in response to the letter submitted by Mr. John L. Flynn on February 25, 2016. Mr. Flynn discusses a meeting with Commission staff on February 24 and 25, 2016, in which they discussed New Charter's "commitments, including providing settlement-free interconnection under its interconnection policy..."

I would like to remind the Commission that New Charter has yet to produce a peering policy in writing that is truly as good as they make it sound. Further, the peering policy they have submitted has a 2018 expiration date! It is largely a "case-by case-approach", and falls far short of a written and binding peering policy that will truly benefit BIAS consumers by providing them open Internet access.

If New Charter indeed intends to provide their BIAS consumers with **OPEN** Internet access then there is no reasonable reason why they cannot simply open up their network on public Internet traffic exchanges in the United States right now. They do not need to wait for Commission approval to do that.

In reality, TWC is currently and deliberately concealing their presence on exchanges while Charter has listed a presence on nine exchanges but with "selective" peering. It is extremely easy for any network to open themselves up to traffic exchange with other member networks and I frankly have not seen any evidence to suggest that is their true intention. Therefore, the only reasonable conclusion is that it is not their intention to open up their networks for the benefit of BIAS consumers and they are merely saying what they need to say to get this deal through, while at the same time not holding themselves to anything binding.

I again urge the Commission to reject the transfer until New Charter submits a peering policy in writing that will truly provide OPEN Internet access to their BIAS consumers.

Sincerely,

Barry Bahrami

Barry Bahrami
Chief Executive Officer

cc:
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