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**REDACTED – FOR PUBLIC INSPECTION**

April 5, 2016

**By ECFS**

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W.  
Washington, DC 20554

**Re: Notice of *Ex Parte* Letter, Applications of Charter Communications, Inc., Time Warner Cable Inc., and Advance/Newhouse Partnership for Consent to Assign or Transfer Control of Licenses and Authorizations, MB Docket No. 15-149**

Dear Ms. Dortch:

In accordance with the Protective Order in the above-captioned proceeding, NVIDIA Corporation submits the attached public, redacted version of its *ex parte* letter dated April 5, 2016. Redacted Highly Confidential information is denoted with “**{{BEGIN HCI END HCI}}**.” A Highly Confidential version of this letter is being simultaneously filed with the Commission.

Please contact me with any questions.

Respectfully submitted,



Markham C. Erickson  
*Counsel for NVIDIA*

Enclosure

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**Re: Notice of Ex Parte Meeting, Applications of Charter Communications, Inc., Time Warner Cable Inc., and Advance/Newhouse Partnership for Consent to Assign or Transfer Control of Licenses and Authorizations, MB Docket No. 15-149**

Dear Ms. Dortch:

On behalf of NVIDIA Corporation, on April 1, 2016 the undersigned spoke with Owen Kendler, Office of General Counsel, by phone. On April 4, 2016 the undersigned and Andrew Golodny of Steptoe & Johnson, LLP, met with David Grossman, Chief of Staff and Media Policy Advisor for Commissioner Clyburn. In both instances, we discussed NVIDIA's filings in the above-referenced docket,<sup>1</sup> and reiterated NVIDIA's request that if the transaction is approved, the Commission impose a reasonable condition that would prohibit Charter from continuing to restrict, degrade, and interfere with the use of NVIDIA's SHIELD TV device and other lawful, non-harmful devices. Specifically, NVIDIA proposed that the Commission adopt the following condition before approving the transaction:

At the request of a manufacturer of any lawful, non-harmful device that connects to the Internet, Charter shall, within 180 days, authenticate any video programming application:

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<sup>1</sup> See Letter from Markham C. Erickson, Counsel for NVIDIA, to Marlene H. Dortch, Secretary, FCC, MB Docket No. 15-149 (Jan. 20, 2016); Letter from Markham C. Erickson, Counsel for NVIDIA, to Marlene H. Dortch, Secretary, FCC, MB Docket No. 15-149 (Feb. 17, 2016).

Marlene H. Dortch  
April 5, 2016  
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(1) designed to work with such device's operating system where as of the date of the request, Charter authenticates such application for use on a competing device or (2) that as of March 20, 2016 Time Warner Cable authenticated for use on such device's operating system.

Such a condition would ensure a level playing field between Android TV devices and competing devices for which Charter chooses to authentic video programming applications. In addition, it would ensure that Time Warner Cable's current customers, who currently represent approximately {{ **BEGIN HCI**      **END HCI** }} of NVIDIA's SHIELD TV customers, would be able to continue to use their Android TV device, without losing access to video programming applications, after the transaction is approved.

Sincerely,

A handwritten signature in black ink, appearing to read 'M. C. Erickson', with a long horizontal flourish extending to the right.

Markham C. Erickson  
*Counsel for NVIDIA*