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May 18, 2016

VIA ELECTRONIC FILING

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: *Commercial Availability of Navigation Devices*, MB Docket No. 16-42, CS Docket No. 97-80; *Protecting the Privacy of Customers of Broadband and Other Telecommunications Services*, WC Docket No. 16-106.

Dear Ms. Dortch:

In the course of conversations on May 16, 2016 at INTX 2016, Brian Roberts, Neil Smit, David Cohen, and the undersigned of Comcast Corporation (“Comcast”) spoke with Commissioner Mignon Clyburn and her legal advisor, David Grossman, about the above-referenced dockets.

Regarding the Commission’s set-top box proceeding, we discussed the innovation that is occurring in the marketplace and that, through apps, consumers are increasingly able to access content anytime, anywhere, and on a growing array of devices. We highlighted Comcast’s announcement of the Xfinity TV Partner Program, which will expand the range of retail devices our customers can use to access Xfinity TV cable service without the need to lease a set-top box.

We also noted that Section 629 concerns access to MVPD service on retail equipment, not enabling third-party device makers and app developers to offer derivative services using unbundled piece-parts of the MVPD service. We further discussed that MVPD apps are providing retail device alternatives without any of the numerous harms that would result from the proposed set-top box mandate, as detailed in Comcast’s comments in this docket.¹ Finally, we discussed that Comcast has been a leader in sustaining and expanding the availability of diverse and independent networks and that the Commission’s proposal would be particularly harmful for such content.

We also discussed the Commission’s proposal on broadband privacy and that the NPRM proposes restrictions solely on ISPs that are very different from the FTC’s privacy framework

¹ See Comcast Comments, MB Dkt. No. 16-42, CS Dkt. No. 97-80, at 60-107.

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that has successfully applied to ISPs, edge providers, and all others in the Internet ecosystem for many years. We recommended that the Commission instead pursue an approach for broadband privacy that is consistent with the FTC's technology-neutral privacy framework. We further noted that the NPRM's current proposal would create a situation where competing players in the Internet ecosystem are treated differently with respect to privacy regulation and would inexplicably block ISPs from entering and competing as disruptors and upstarts in the online advertising market, which is currently dominated by edge providers.

Please direct any questions to the undersigned.

Sincerely,

/s/ Kathryn A. Zachem

Senior Vice President

Regulatory and State Legislative Affairs

Comcast Corporation

cc: Commissioner Clyburn
David Grossman