

June 10, 2016

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

Re: Notice of Ex Parte Presentation, MB Docket 16-42, CS Docket 97-80

Dear Ms. Dortch:

On June 8, 2016, the following individuals met with Commission staff: Rick Chessen and Neal Goldberg of the National Cable & Telecommunications Association; Alex Starr, Stacy Fuller and Raquel Noriega of AT&T; Jordan Goldstein of Comcast; Neil Fried of the Motion Picture Association of America; and Paul Glist of Davis Wright Tremain LLP. The Commission staff present at the meeting were William Lake, Michelle Carey, Nancy Murphy, Mary Beth Murphy, Brendan Murray, Lyle Elder, Martha Heller, Kelsie Rutherford, Susan Singer, Arian Attar, Maria Mullarkey and Kathy Berthot of the Media Bureau; Antonio Sweet, Paul LaFontaine and Jonathan Levy of the Office of Strategic Planning; and Susan Aaron, Marilyn Sonn and Matthew Collins of the Office of the General Counsel.

The participants discussed deficiencies in both the rules proposed in the NPRM and the various suggested “fixes” to that proposal; innovation and competition in apps and in app-hosting platforms; and the importance of protecting copyright, consistent with the comments and reply comments filed in the above-captioned proceedings by NCTA; AT&T/DIRECTV; Comcast Corporation and NBCUniversal Media; and the Motion Picture Association of America/SAG-AFTRA.

The participants noted that the record includes a detailed critique of the “CVCC Technical Appendix” submitted with CVCC’s comments. *See, e.g.*, Reply Comments of NCTA at 70-83, and Appendix A (A Technical Analysis of the Multiple “Competitive Navigation” Proposals) <http://apps.fcc.gov/ecfs/document/view?id=60002015534>; Reply Comments of Comcast Corporation and NBCUniversal Media, LLC, Appendix A (Declaration of Dr. David P. Reed) <http://apps.fcc.gov/ecfs/document/view?id=60002014808>; Reply Comments of AT&T at 16 <http://apps.fcc.gov/ecfs/document/view?id=60002011573> and Attachment 1 (Reply Technical Declaration of Stephen P. Dulac) <http://apps.fcc.gov/ecfs/document/view?id=60002011614>. As noted in these Replies, the CVCC Technical Appendix also fails to address the many deficiencies previously identified in the respective Comments of NCTA, Comcast, and AT&T.

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Respectfully submitted,

/s/ Paul Glist

Paul Glist

cc: William Lake
Michelle Carey
Nancy Murphy
Mary Beth Murphy
Brendan Murray
Lyle Elder
Martha Heller
Kelsie Rutherford
Susan Singer
Arian Attar
Maria Mullarkey
Kathy Berthot
Antonio Sweet
Paul LaFontaine
Jonathan Levy
Susan Aaron
Marilyn Sonn
Matthew Collins