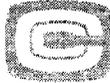


EX PARTE OR LATE FILED

ORIGINAL

COMCAST
CORPORATION



EXTERNAL AFFAIRS -- WASHINGTON
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October 1, 1999

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VIA HAND DELIVERY

Magalie Roman Salas, Esq.
Secretary
Federal Communications Commission
The Portals
445 12th Street, S.W.
Washington, D.C. 20554

Re: CS Docket No. 98-82 and MM Docket No. 92-264
Ex Parte Filing

Dear Ms. Salas:

On behalf of Comcast Corporation, I submit this ex parte notice. On September 29 and today, David J. Wittenstein of Dow, Lohnes & Albertson, PLLC and I met with Mr. Rick Chessen of Commissioner Tristani's office, Mr. David Goodfriend of Commissioner Ness's office, Ms. Marsha MacBride of Commissioner Powell's office, Ms. Helgi Walker of Commissioner Furchtgott-Roth's office, and Mr. William Johnson, Ms. To-Quyen Truong and Mr. Darryl Cooper of the Cable Services Bureau, and had a telephone conversation with Mr. Thomas Power of Chairman Kennard's office, in connection with the referenced proceedings.

Comcast believes the Commission should not change the treatment of non-voting stock under the attribution rules for horizontal ownership. Note 2(f) to Section 76.501 regarding attribution for the purposes of horizontal ownership states that "[h]olders of non-voting stock shall not be attributed an interest in the issuing entity." Comcast recognizes that the Commission adopted a different attribution standard for determining whether a cable programming vendor is vertically integrated for the purposes of program access. Section 76.1000(b). The Commission found that these different attribution standards were appropriate because the respective rules for horizontal ownership and program access served two distinct policy purposes. *Implementation of Sections 12 and 19 of the Cable Television Consumer Protection and Competition Act of 1992: Development of Competition and Diversity in Video Programming Distribution and*

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Magalie Roman Salas, Esq
September 30, 1999
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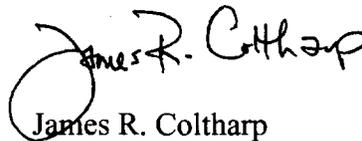
Carriage, MM Docket No. 92-265, First Report and Order, 8 FCC Rcd 3359, 3370-71 at ¶¶ 31-32 (1993).

Comcast contends that there have been no developments that warrant a change in the horizontal ownership attribution standard. Comcast's situation demonstrates that any such changes could have unintended and undesirable consequences that could limit future investments. Comcast's experience with investors that hold non-voting interests in it has demonstrated that such interests have not in fact yielded any form of control of Comcast by these investors. As a result, Comcast opposes any changes to the horizontal ownership attribution rules that would incorrectly treat these investments as attributable ownership interests.

Pursuant to Section 1.1206(b) of the Commission's rules, an original and two copies of this letter are being submitted to the Secretary's office for each of the above-captioned dockets.

Please contact the undersigned regarding any questions on this matter.

Sincerely,

A handwritten signature in black ink that reads "James R. Coltharp". The signature is written in a cursive style with a large, looping initial "J".

James R. Coltharp
Senior Director, Public Policy