

EX PARTE OR LATE FILED
MINORITY MEDIA AND
TELECOMMUNICATIONS COUNCIL

RECEIVED & INSPECTED

3636 16th Street N.W., Suite BG-54
Washington, D.C. 20010

JUN 17 2002

David Earl Honig, Executive Director
Phone: (202) 332-7005 Fax: (202) 332-7511
e-mail: dhonig@crosslink.net

MAIL ROOM
ORIGINAL

Henry M. Rivera
Chairperson

Erwin Krasnow
Vice Chairperson

Lawrence Roberts
Secretary

Everett C. Parker
Treasurer

BOARD OF DIRECTORS

Andrew C. Barrett
Tyrone Brown
Antoinette Cook Bush
Jeneba Jalloh Ghatt
Julia Johnson
Erwin Krasnow
Alex Nogales
Everett C. Parker
Henry M. Rivera
Lawrence Roberts
Andrew Schwartzman
S. Jenell Trigg
Herbert Wilkins

BOARD OF ADVISORS

Raul Alarcon, Jr.
Eddie Arnold
Amador Bustos
Angela Campbell
Thomas Castro
Anthony Chase
Jannette Dates
Belva Davis
Moctesuma Esparza
Jerome Fowlkes
Frank Halfacre
Allen Hammond
John Hane
Thomas Hart
Janis Hazel
Ragan A. Henry
Leo Hindery
Reginald Hollinger
Eli Noam
Vincent A Pepper
Benjamin Pérez
Darryl Thompson
Linda Eckard Vilardo
Anthony Williams
Edward Young

May 24, 2002

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

Dear Ms. Dortch:

RE: MM Docket No. 98-204 (Mass Media EEO)

Pursuant to 47 CFR §1.1206, this will disclose that in this permit-but-disclose proceeding, representatives of the Minority Media and Telecommunications Council ("MMTC") made an oral ex parte presentation at a May 23, 2002, 4:15 PM meeting with Chairman Michael Powell, his Senior Legal Advisor Susan Eid, Esq., and Deputy General Counsel Michele Ellison, Esq. MMTC's delegation consisted of Lawrence Roberts, Esq. (MMTC Secretary), Kofi Ofori, Esq. and myself.

On April 15, 2002, MMTC filed Comments in this proceeding, and at the meeting we emphasized some of the themes in those Comments. In particular, we urged the recognition of discrimination prevention, remediation, diversity and (particularly) competition as justifications for having EEO rules. We urged affirmance of Prong 3 of the proposed rules based on the outreach-encouragement goals expressed in ¶28 of the Second NPRM. Noting that the Internet is inherently impersonal and thus incapable of countering the effects of subconscious prejudice (like an in-person interview would do), we contended that the Internet has some role in broad recruitment but is unlikely ever to be an exclusive remedy. We disputed some commenters' suggestion that only 50% of vacancies could be the subject of recruitment, inasmuch as this number seemed arbitrary and recruitment is easy to perform. Finally, we urged severance of the Form 395 issue from the proceeding and adoption of a three-year confidentiality on the data until it is publicly released.

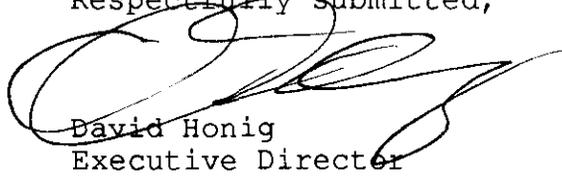
No. of Copies of
this RCDE

1 + 2

Hon. Marlene Dortch
May 24, 2002
Page Two.

An original and two copies of this letter are being filed with the Secretary.

Respectfully submitted,



David Honig
Executive Director

cc: Hon. Michael Powell
Susan Eid, Esq.
Michele Ellison, Esq.

/dh