

August 21, 2002

Ms. Marlene Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
12<sup>th</sup> Street Lobby  
Washington, DC 20554

Re: **Ex Parte Notification**  
CS Docket No: 98-120

Dear Ms. Dortch:

On Tuesday, August 20, 2002, Jeff Baumann, Jack Goodman, Karen Kirsch, Lynn Claudy and Valerie Schulte of NAB met with FCC Media Bureau Chief Ken Ferree and Media Bureau staff Deborah Klein, Bill Johnson, Rick Chessen, Mary Beth Murphy, Eloise Gore, Ben Gollant and Ben Bartoleme to discuss issues in the above referenced cable carriage proceeding. The issues covered included the interpretation for DTV carriage purposes of “primary video,” “material degradation” and “program-related” in the must carry statute and cable carriage of PSIP information in the broadcast DTV stream and the discussion followed that in NAB’s Petition for Reconsideration in the above-referenced docket. We emphasized the need for the Commission to adopt carriage rules for the DTV context that are clear and practical to implement and enforce in real world situations. Also discussed was the recent NAB ex parte filing on the constitutionality of a broad interpretation of “primary video.”

Sincerely yours,



Valerie Schulte

cc: Ken Ferree  
Deborah Klein  
Bill Johnson  
Rick Chessen  
Mary Beth Murphy  
Eloise Gore  
Ben Gollant  
Ben Bartoleme