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November 18, 2002

FILED ELECTRONICALLY

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

Re: Inquiry Concerning High-Speed Access to the Internet Over Cable and Other Facilities, GN Docket No. 00-185; Appropriate Regulatory Treatment for Broadband Access to the Internet Over Cable Facilities, CS Docket No. 02-52; Appropriate Framework for Broadband Access to the Internet over Wireline Facilities, CC Docket No. 02-33; Computer III Further Remand Proceedings, CC Docket Nos. 95-20 & 98-10
Notice of Ex Parte Presentation

Dear Ms. Salas:

Submitted herewith pursuant to Section 1.1206(b)(2) of the Commission's rules are an original and one copy of a notice regarding permitted oral ex parte presentations in the above-captioned proceedings. On November 15, 2002, Marc Berejka of Microsoft Corp., Susan Fox of The Walt Disney Company, Andrew Jay Schwartzman of Media Access Project, Scott Blake Harris of Harris Wiltshire & Grannis, and the undersigned met with Commissioner Kathleen Abernathy and her Senior Legal Advisor, Matt Brill, concerning the need for consumers to be able to connect to and use the Internet without interference from network operators.

The parties emphasized that broadband deployment will accomplish little if consumers are deprived of the ability they now enjoy lawfully to roam over the Internet; to run the applications they want using the equipment they choose; to gather, create, and share information; and to connect to websites absent interference by network operators. The history of the Internet has been characterized by consumer ability to use an unprecedented array of content, services, and applications via an ever-increasing repertoire of products. The parties expressed their concern that this principle may not be carried forward into the broadband era and explained that a broad range of organizations and high-tech companies are interested in this issue. The parties also discussed other submissions in these proceedings that have addressed how the long-term

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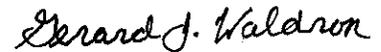
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principle of network neutrality could be undermined if the Commission does not act to protect the ability of consumers lawfully to reach the Internet content of their choice.

The parties explained that there is an increasing consensus among large numbers of companies in the e-commerce, software, hardware, and telecommunications industries, as well as groups representing citizens who use the Internet for interactive communications, as to the importance of this problem and the need for preserving well-accepted nondiscrimination principles in the above-captioned proceedings. While these different entities do not always agree on the specific policies to achieve this goal, they concur as to the nature of the problem.

Kindly address any questions to the undersigned.

Sincerely,



Gerard J. Waldron
Counsel to Microsoft

cc: Commissioner Kathleen Abernathy
Mr. Matt Brill