



January 7, 2003

EX PARTE

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Room TW-A325
Washington, DC 20554

Re: Commercial Availability of Navigation Devices (CS Docket No. 97-80)

Dear Ms. Dortch:

This is to notify you that on January 7, 2003, Andy Scott, NCTA Senior Director of Engineering, Frank Buono of the law firm of Willkie, Farr & Gallagher, and I met with William Johnson, Rick Chessen, Steven Broeckaert, Susan Mort, John Wong and Thomas Horan of the Media Bureau to discuss issues in the above-referenced proceeding. In particular, we discussed NCTA's position on elimination of the Commission's rule prohibiting cable operators from providing set-top boxes with embedded security as of January 1, 2005.

Our discussion reflected positions NCTA has taken in written submissions in this docket, in particular the attached ex parte filing we made today.

Respectfully submitted,

/s/ **Neal M. Goldberg**

Neal M. Goldberg

NMG:gml

Attachment

cc: William H. Johnson, Deputy Chief, Media Bureau
Rick Chessen, Associate Chief, Media Bureau
Steven A. Broeckaert, Deputy Chief, Policy Division, Media Bureau
Susan Mort, Attorney Advisor, Media Bureau
John Wong, Chief, Engineering Division, Media Bureau
Thomas Horan, Senior Legal Advisor, Media Bureau