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May 6, 2003

FILED ELECTRONICALLY

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

**Re: CC Docket Nos. 02-33, 98-10 & 95-20; CS Docket No. 02-52;  
GN Docket No. 00-185  
Notice of *Ex Parte* Presentation**

Dear Ms. Dortch:

Submitted herewith pursuant to Section 1.1206(b)(2) of the Commission's rules is a notice regarding a permitted oral *ex parte* presentation in the above-captioned proceedings. On May 5, 2003, Paula Boyd of Microsoft Corporation met with Stacy Robinson, Legal Advisor to Commissioner Abernathy, concerning the importance of ensuring that broadband consumers continue to have unfettered access to their choice of lawful Internet content, applications, and services via any nonharmful devices absent interference from or impairment by network operators. These principles of consumer connectivity and network neutrality have been expressed in numerous earlier filings in the above-captioned dockets by Amazon.com, Yahoo!, the Digital Media Association, and other members of the Coalition of Broadband Users and Innovators.

These longstanding principles, which have been part of the fabric of the Commission's rules on cable navigation devices and in *Carterfone* and subsequent Commission decisions, must be carried forward into the broadband era. Otherwise, the adoption and deployment of broadband, which are key Commission priorities, will be placed at risk. Moreover, the tremendous innovation and investment in creative new Internet products, services, and equipment that have been unleashed by companies operating at the edges of the network over the last decade will be threatened.

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Kindly address any questions to the undersigned.

Sincerely,

A handwritten signature in cursive script that reads "Gerard J. Waldron".

Gerard J. Waldron  
*Counsel to Microsoft*

cc: Ms. Stacy Robinson