



October 8, 2002

Marlene H. Dortch, Esquire  
Secretary  
Federal Communications Commission  
445 12th Street, NW  
Washington, DC 20554

**Re: Notification of *Ex Parte* Communication  
MB Docket No. 02-230**

Dear Ms. Dortch:

This is to advise you, in accordance with Section 1.1206 of the FCC's rules, that James Barton and I ("TiVo") had a telephone call this afternoon with Anthony Dale, advisor to Commissioner Kevin J. Martin.

The discussion involved the Notice of Proposed Rulemaking, released on August 9, 2002 in the above-referenced docket and many of the questions noted therein. Among the specific items under discussion were TiVo's concerns about certification and robustness requirements associated with a broadcast flag approach proposed by the Motion Picture Association of America and the 5C companies.

As required by section 1.1206 of the Commission's Rules, 47 C.F.R. Section 1206, one copy of this letter is being filed electronically in the above-referenced docket. Please direct any questions concerning this matter to the undersigned.

Respectfully submitted,

Matthew P. Zinn

Matthew P. Zinn  
Vice President, General Counsel & Chief Privacy Officer

cc: Anthony Dale

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