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December 15, 2004

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DEC 15 2004

Federal Communications Commission
Office of Secretary

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
The Portals Building, Room 2-A622
445 Twelfth Street, S.W.
Washington, D.C. 20554

**Re: Notice of Oral Ex Parte Presentation
Children's Television Obligations
of Digital Television Broadcasters
MM Docket No. 00-167 (FCC 04-221)**

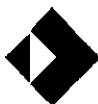
Dear Ms. Dortch:

Yesterday, Bert Carp on behalf of Turner Broadcasting System's cable networks, Susan Fox of Disney, Bill LeBeau of NBC/Telemundo, Anne Lucey of Viacom, Jill Luckett of NCTA, Maureen O'Connell of News Corporation, Andra Shapiro of Nickelodeon, Michael Skagerlind of Nickelodeon Online, Steven Teplitz of Time Warner, and the undersigned on behalf of the WB Network, met with Commissioner Kathleen Abernathy and her Legal Assistant Stacy Fuller, primarily to discuss the Commission's recently-released decision to regulate the display of Internet website addresses during children's television and cable television programs.

We stated that although each of our companies supports the Commission's objective of deterring over-commercialization in program-related children's websites, compliance with the new requirements (Sections 73.670(b) and (c) of the Commission's Rules) by their current February 1, 2005 effective date will be difficult. We explained that since the Commission had not previously proposed to limit the display of website addresses except in the context of future interactive technology, our companies were unprepared for the decision to regulate non-interactive website displays virtually immediately. Each company must structure a plan of compliance in the face of uncertainties about what precisely the Commission intends to permit, and then reconstruct its site or sites accordingly. In light of the fact that the advertising content on these sites generally provides only a modest level of support for the noncommercial content of the site, we explained that we hope to have to rebuild our websites only once, following clarification of the Commission's requirements, rather than repeatedly. We therefore requested

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that the effective date of the new rules be deferred to January 1, 2006, consistent with the effective date of many of the other requirements in the recently-released FCC decision.

We also noted that the Commission's decision to count certain promotions for children's programming as commercial matter is troubling to many of our companies.

Pursuant to FCC Rule 1.1206, an original and one copy of this filing are being submitted to the Secretary.

Respectfully submitted,

Barbara K. Gardner

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cc: Commissioner Kathleen Abernathy
Stacy Robinson Fuller