

# COVINGTON & BURLING

1201 PENNSYLVANIA AVENUE NW  
WASHINGTON, DC 20004-2401  
TEL 202.662.6000  
FAX 202.662.6291  
WWW.COV.COM

WASHINGTON  
NEW YORK  
SAN FRANCISCO  
LONDON  
BRUSSELS

GERARD J. WALDRON  
TEL 202.662.5360  
FAX 202.778.5360  
GWALDRON@COV.COM

October 10, 2006

## Via Electronic Filing

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

Re: *Ex Parte*: In the Matter of Comcast Corporation's Request for Waiver  
of 47 C.F.R. § 76/1204(a)(1), CSR-7012-Z, CS Docket No. 97-80

Dear Ms. Dortch:

This letter is to report that on Friday, October 6, Paula Boyd, Regulatory Counsel, and Andy Moss, Senior Director of Technical Policy, of Microsoft Corporation met with Heather Dixon, Legal Advisor to Chairman Martin; Chris Robbins, Legal Advisor to Commissioner Tate; and Cristina Pauze, Legal Advisor to Commissioner McDowell, regarding the pending waivers for set top box requirements.

Microsoft expressed support for Comcast's waiver to the extent that the Commission ensures that third parties can make retail devices with functionality similar to that being deployed in the Comcast set top boxes covered by the waivers. In addition, the parties discussed the complexity and potential advantage of a comprehensive resolution to interrelated cable technology issues such as the integration ban, switched digital, and OCAP facing the consumer electronics, IT and cable industries.

Please address any questions to the undersigned.

Sincerely,

  
Gerard J. Waldron  
*Counsel to Microsoft Corporation*

cc: Mr. Chris Robbins  
Ms. Heather Dixon  
Ms. Cristina Pauze