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September 6, 2007

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

**Subject:** Implementation of the Cable Television Consumer Protection and Competition Act of 1992; Development of Competition and Diversity in Video Programming Distribution, Section 628(c)(5) of the Communications Act, Sunset of Exclusive Contract Prohibition (MB Docket No. 07-29); Review of the Commission's Program Access Rules and Examination of Programming Tying Arrangements. Carriage of Digital Television Broadcast Signals, Amendment to Part 76 of the Commission's Rules (MB Docket No. 98-120).

Dear Ms. Dortch:

This letter is to inform you that today Gene Kimmelman of Consumers Union had phone conversations with Chairman Martin, Rick Chesson (Senior Legal Advisor, Commissioner Copps), Rudy Briccoche (Legal Advisor, Commissioner Adelstein).

In these conversations, Consumers Union reiterated its long-standing support for extending program access requirements, and for ensuring that program access can be effectively implemented by requiring full disclosure of relevant programming contracts to the Commission and to the public (with full protection for non-disclosure of proprietary information).

In addition, Consumers Union raised concerns that when the transition to digital television is fully implemented, millions of analog cable customers with analog TV sets are likely to face substantial unfair costs to receive broadcast signals unless the Commission ensures that cable companies remain obligated to provide analog signals to these customers.

Sincerely,

A handwritten signature in black ink, appearing to read "Gene Kimmelman". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Gene Kimmelman, Vice President for Federal and International Affairs  
Consumers Union