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September 18, 2007

## **Via Electronic Filing**

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

Re: In the Matter of Implementation of Section 304 of the Telecommunications Act of 1996, Commercial Availability of Navigation Devices, *CS Docket No. 97-80*; Compatibility Between Cable Systems and Consumer Electronics Equipment, *PP Docket No. 00-67*

Dear Ms. Dortch:

On September 17, Paula Boyd, Tony Faustini and Christy Kunin with Microsoft and the undersigned, its counsel, met with Michelle Carey, legal advisor to Chairman Martin, Cristina Pauze, legal advisor to Commissioner McDowell, and Rick Chessen, legal advisor to Commissioner Copps. On September 18, Paula Boyd, Tony Faustini, Christy Kunin, Paul Mitchell and the undersigned also met with Amy Blankenship, legal advisor to Commissioner Tate; and Monica Desai, Mary Beth Murphy, Steve Broeckaert, Brendan Murray, and David Konzcal with the Media Bureau.

Microsoft explained that the Commission's rules implementing Section 629 must take into account devices offered by the high tech industry including personal computers such as the Media Center PC.

Microsoft noted its support for the objectives of Section 629 for all multiple video programming distributors. Microsoft went on to state that the Commission should not extend navigation device rules designed for cable to other platforms, including DBS and IPTV services, such as AT&T's U-verse offering. Microsoft discussed its solution for enabling commercial availability of navigation devices, namely the development of an Original equipment manufacturer Adaptation Kit ("OAK") that third party manufacturers would use to

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build devices to work with Microsoft's IPTV system. This approach will achieve the objectives of Section 629 and benefit consumers by promoting competitive infrastructure deployment as well as service and device innovation.

Please direct any questions to the undersigned.

Sincerely,

A handwritten signature in black ink, appearing to read "Gerard J. Waldron". The signature is fluid and cursive, with a long horizontal stroke at the end.

Gerard J. Waldron

*Counsel to Microsoft Corporation*

cc: Ms. Michelle Carey  
Ms. Cristina Pauze  
Mr. Rick Chessen  
Ms. Amy Blankenship  
Ms. Monica Desai  
Ms. Mary Beth Murphy  
Mr. Steve Broeckaert  
Mr. Brendan Murray  
Mr. David Konzcal