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November 5, 2007

Hon. Kevin Martin
Chairman
Federal Communications Commission
445 12th St. S.W., Room 8-C445
Washington, D.C. 20554

David Honig, Executive Director
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Dear Chairman Martin:

RE: Exclusive Service Contracts for Provision of Video Services in MDUs and Other Real Estate Developments, MB Docket No. 07-51

I wanted you to know how very much we appreciate the Commission's decision last week bringing video competition and increased broadband deployment to residents of MDUs and other private real estate developments. Video competition means lower prices, more diverse product offerings and better service. Minorities, who disproportionately reside in MDUs, deserve the fruits of competition just as much as other Americans.

What's more, the MDU decision is a textbook example of the thoughtful consideration of racial statistics, and of race-neutral initiatives that tend to counter the present effects of segregation, that Justice Kennedy encouraged in his controlling opinion in the school desegregation cases this June. See Parents Involved in Community Schools v. Seattle School District No. 1, 127 S.Ct. 2738, 2792 (June 28, 2007) (Opinion of Justice Kennedy) ("Schools may pursue the goal of bringing students of diverse backgrounds and races through other means, including ... tracking enrollments, performance, and other statistics by race.") The Commission has laudably followed Justice Kennedy's lead by making itself aware of racial disparities documented by Census data and taking these disparities into account as a factor in telecommunications policymaking.

Sincerely,

David Honig
Executive Director

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