

# DEWEY & LEBOEUF

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July 15, 2008

## **BY ELECTRONIC FILING**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

Re: MB Docket No. 07-42; MB Docket No. 07-198  
***EX PARTE***

Dear Ms. Dortch:

On July 14, 2008, Mr. David Turetsky and Ms. J. Porter Wiseman, of Dewey & LeBoeuf LLP, spoke with Elizabeth Andrion of Chairman Martin's Office on behalf of HDNet LLC, a member of the National Association of Independent Networks ("NAIN"). We discussed reform of the Commission's programming carriage complaint rules, 47 C.F.R. §§ 76.1300 *et seq.*, under MB Docket No. 07-42, and the status of wholesale unbundling reforms under MB Docket 07-198. The discussion principally concerned the status of these matters.

More specifically, HDNet LLC reviewed proposed revisions to the programming carriage complaint rules that were attached to ex parte filings in Docket No. 07-42 by NAIN on June 5, 2008 and by HDnet on June 4, 2008. HDNet also discussed certain documents previously filed in Docket No. 07-42 as part of a November 20, 2007 ex parte filing by HDNet relating to irreparable harm issues and preservation of the status quo in the context of carriage complaint proceedings. Regarding wholesale unbundling, the discussion touched on distinctions between wholesale unbundling and retail a la carte.

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Respectfully submitted,

*/s/ David S. Turetsky*

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cc: Elizabeth Biley Andrion