



July 24, 2008

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Ms. Marlene Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW, Room TWB-204  
Washington, DC 20554

**Re: In the Matter of Broadband Industry Practices: WC Docket No. 07-52  
Notice of *Ex Parte* Communication**

Dear Ms. Dortch:

On July 24, 2008, Rocco Commisso, Chairman and CEO of Mediacom Communications Corporation (“Mediacom”) and J.R. Walden, Mediacom’s Sr. Vice President of Technology, met via telephone with Commissioner Jonathan Adelstein to discuss issues relating to cable industry “network management” practices. Mr. Commisso and Mr. Walden explained that Mediacom uses reasonable network management practices during peak periods of network congestion to ensure that priority traffic (such as 911 made calls made over its network by VoIP customers) are not degraded or dropped. Mediacom’s network management practices optimize the Internet experience for 99% percent of its customers during these periods of peak usage. Mediacom discloses its network management practices to consumers in its Acceptable Use Policy, a copy of which is available at [www.mediacomtoday.com/AUP](http://www.mediacomtoday.com/AUP).

Mr. Commisso and Mr. Walden emphasized that the marketplace for the provision of high-speed Internet services has benefited from the lack of government intrusion. Maximum download speeds have increased and prices have fallen. In Mediacom’s case, these benefits are enjoyed on a non-discriminatory basis by large as well as small communities. Mr. Commisso and Mr. Walden stressed the importance of giving companies flexibility to respond to network management challenges and the long-lasting negative impact and unintended consequences that limiting such flexibility could have on cable operators and consumers.

In accordance with section 1.1206 of the Commission’s rules, a copy of this notice is being filed electronically in the record of the above-referenced proceeding.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Seth A. Davidson', written over a horizontal line.

Seth A. Davidson

*Counsel for Mediacom Communications Corporation*

cc: Commissioner Adelstein