



**Alliance For
Community Media**

1100 G Street, NW
Suite 740
Washington, DC 20005
Ph: 202.393.2650
Fax: 202.393.2653
www.alliancecm.org

November 3, 2009

Via Electronic Comment Filing System

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

Re: Petitions for Declaratory Ruling regarding public, educational and governmental (PEG) programming, CSR-8126, CSR-8127, CSR-8128, MB Docket No. 09-13

Dear Ms. Dortch:

As required by Section 1.1206 of the Commission's rules, this ex parte notice is filed on behalf of Petitioners included in ACM et al, CSR-8126. Barbara Popovic, Executive Director of CAN TV in Chicago, Illinois, Harry Haasch, Executive Director of Public Media Network in Kalamazoo, Michigan, Zenaida Mendez, Director, External Affairs, Manhattan Neighborhood Network, New York, Eric Mollberg, Operations Manager of Access Fort Wayne in Fort Wayne, Indiana, and Howard Kleinstein representing the Illinois Chapter of the National Association of Telecommunications Officers and Advisors ("Illinois NATOA"), met on November 2, 2009 with Rosemary Harold, legal advisor for Commissioner McDowell, Sherrese Smith, legal advisor for Chairman Genachowski, and Bill Freedman, legal advisor for Commissioner Baker.

At the meetings, ACM representatives addressed problems created by AT&T's U-Verse PEG product, which consigns PEG channels to an inferior, inaccessible format that fails to provide for basic functionality and is difficult for the public to find and use. Participants noted that AT&T's modifications to its system have been incremental and do not resolve the separate and unequal treatment of PEG channels. The detrimental affect of channel slamming of PEG channels was also addressed by Public Media Network in a written submission.

Petitioners pointed out the urgent need for the FCC to act in the public interest by rejecting the discriminatory treatment of PEG channels and granting the Petitions.

Sincerely,

A handwritten signature in black ink that reads "Barbara Popovic".

Barbara Popovic
Chicago Access Network Television

Attachments

cc: Sherrese Smith
Rosemary Harold
Bill Freedman

**Building Community
Through Media
Since 1976.**