



December 15, 2009

Ms. Marlene H. Dortch
Federal Communications Commission
The Portals, TW-A325
445 12th Street SW
Washington, DC 20554

**Re: Notice of *Ex Parte* Presentation – GN Docket No. 09-191, WC Docket No. 07-52
*In the Matter of Preserving the Open Internet Broadband Industry Practices***

Dear Ms. Dortch:

On Thursday, December 10, 2009, Colleen Boothby (on behalf of the Ad Hoc Telecommunications Users Association), Brian Moir (on behalf of the eCommerce & Telecommunication Users Group (eTUG), Wendy Wigen (on behalf of EDUCAUSE), and the undersigned (on behalf of EDUCAUSE and the American Library Association) met with Jon Peha, FCC Chief Technologist, and Zachary Katz to discuss the issues of private networks and managed services under the proposed “net neutrality” rules in the docket captioned above. We did not present materials or new ideas. The purpose of the meeting was to identify the different types of networks referenced in the Notice of Proposed Rulemaking (“NPRM”) and how they would be affected by the proposed rules. The issues discussed were:

1. Would a university’s private network that serves only the university campus, but also provides a connection to the Internet, be subject to net neutrality rules?
2. Would a private corporate network that only serves the employees of that company, but that includes network components that may also be generally offered to the public, be subject to net neutrality rules?
3. Does the term “managed services” in the NPRM include situations where a corporation hires a telecommunications firm to manage its network equipment?
4. Would a network dedicated solely to serving public institutions (i.e. libraries) that are open to the general public be subject to net neutrality rules?

Sincerely,

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