



December 24, 2009

Via Hand-Delivery and Electronic Filing

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

Re: Notice of Ex Parte Communication MB Docket No. 07-269; CSR Nos. 8233-C and 8234-M

Dear Ms. Dortch:

Yesterday, Jane E. Mago, Executive Vice President and General Counsel of the National Association of Broadcasters (NAB), spoke separately, by telephone, with Jamila Bess Johnson, Legal Advisor to Commissioner Copps, Rosemary Harold, Legal Advisor to Commissioner McDowell, Rick Kaplan, Legal Advisor to Commissioner Clyburn, and Brad Gillen, Legal Advisor to Commissioner Baker to express NAB's views on retransmission consent negotiations and the FCC's processes for dealing with impasses in retransmission negotiations.

Ms. Mago explained that NAB is not involved with individual retransmission consent negotiations and generally does not comment on specific retransmission consent disputes. However, recent filings made by cable trade associations and others prompted NAB to contact the offices to strongly urge the Commission to follow the statute and its own precedent and allow pending retransmission negotiations to go forward without favoring either side. She noted that the proper role of the FCC was to encourage good faith bargaining in a free marketplace.

Ms. Mago further pointed out that the suggestion by some that the Commission should require interim carriage of broadcast signals during retransmission disputes would be equivalent to favoring the multi-channel providers since it would remove an important incentive to reach settlement. Finally, she noted that while there have been service disruptions on rare occasions, they are extremely few, especially when compared to

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the number of successful negotiations. Ultimately, the public interest is best served by fair carriage agreements that enhance service to the public.

Pursuant to section 1.1206 of the Commission's rules, an original and two copies of this letter are being filed via hand delivery in CSR Nos. 8233-C and 8234-M and is being filed electronically in MB Docket No. 07-269. Please direct any questions regarding this matter to the undersigned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'ERL Dozier', written in a cursive style.

Erin L. Dozier
Associate General Counsel
Legal and Regulatory Affairs

cc: Jamila Bess Johnson
Rosemary Harold
Rick Kaplan
Brad Gillen