



FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF GENERAL COUNSEL

# memorandum

**TO:** Director, Reference Information Center  
Chief, Media Bureau

**FROM:** Daniel M. Armstrong  
Associate General Counsel

**DATE:** March 22, 2010

**SUBJECT:** *Cablevision Systems Corporation v. FCC & USA*, No. 10-1062. Filing of a Petition for Review in the United States Court of Appeals for the D.C. Circuit.

This is to advise you that on March 15, 2009, Cablevision Systems Corporation ("Petitioner") filed a new case in the U.S. Court of Appeals for the D.C. Circuit pursuant to 47 U.S.C. § 402(a), of the following order: In the Matter of Review of the Commission's Program Access Rules and Examination of Programming Tying Arrangements, (rel. Jan. 20, 2010), FCC Order No. 10-17, FCC Docket MB 07-198.

Cablevision challenges the Commission's conclusion that an exclusive distribution agreement between a cable operator and a terrestrially delivered cable owned network may constitute an unfair method of competition in violation of 47 U.S.C. § 548(b).

The Court has docketed this case as No. 10-1062. The attorney assigned to handle the litigation of this case is Nandan Joshi.