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April 12, 2010

**EX PARTE PRESENTATION**

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

**Re: *Ex Parte Presentation* in CS Docket No. 97-80; GN Docket Nos. 09-47, 09-51, 09-137**

Dear Ms. Dortch:

Pursuant to Section 1.1206 of the Commission's rules, 47 C.F.R. § 1.1206, DISH Network ("DISH") submits this letter summarizing its conversation via telephone on Friday, April 9, 2010 with Rosemary Harold of Commissioner McDowell's office.

DISH discussed the company's views on the proposal in the National Broadband Plan to open a Notice of Inquiry ("NOI") concerning whether pay-TV providers should be required to offer so-called "gateway" devices to subscribers that could be plugged into innovative set-top boxes available from third parties. In particular, DISH suggested that the forthcoming NOI include questions about whether consumers should have the choice to access their pay-TV provider's User Interface ("UI") through the retail box. DISH also recommended that the NOI fully explore how pay-TV providers would manage, among other things, closed captioning, parental controls, and Emergency Alert System messages if security and navigation functionality are separated into two boxes.

Respectfully submitted,

*/s/ Linda Kinney*

Linda Kinney

cc: Rosemary Harold