

# Minority Media and Telecommunications Council

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May 26, 2010

Marlene Dortch, Esq.  
Secretary  
Federal Communications Commission  
445 12th Street S.W.  
Washington, D.C. 20554

RE: Notice of *Ex Parte* Communication, GN Docket 09-191 (Preserving the Open Internet), MB Docket No. 09-182 (2010 Quadrennial Review), CC Docket No. 96-45 (Federal-State Joint Board on Universal Service), WC Docket No. 05-337 (High-Cost Universal Service Support), EB Docket No. 04-296 (EAS).

Dear Ms. Dortch:

This reports on a meeting held May 26, 2010 with Commissioner Michael J. Copps, Jennifer Schneider, Senior Policy Adviser and Legal Advisor for Broadband, Wireline and Universal Service, and Joshua Cinelli, Media Advisor. Representing MMTC were Jacqueline Clary, Fellow, Rolene Montgomery, Policy Committee Member, and myself.

Attached please find the following document that was distributed at the meeting.

I made these points regarding media ownership:

- I congratulated the Commission on an outstanding Media Ownership Notice of Inquiry.
- Full File Review could commence almost immediately. The Constitutional Issues Subcommittee of the Diversity Committee is seeking *pro bono* counsel to address remaining issues regarding Full File Review.
- Implementing Full File Review and completing the Adarand studies are two of the most important actions the Commission should undertake.

I made these points regarding the Third Way approach to net neutrality:

- We have endorsed proposed rules 1-4 and 6 so long as they are phrased as consumer protection rules.
- We have serious concerns regarding the Third Way approach because it contemplates forbearance on Section 257 and it did not contain any reference to minorities or women. Further, the Third Way approach erroneously proposed not to forbear on Sections 201 and 202.

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- Instead of using the Title II Reclassification/forbearance approach, which future Commissions could alter in a manner detrimental to minorities, we need communications legislation that provides predictability and requires the Commission to advance minority entrepreneurship.

I made this point regarding Puerto Rico Insular:

- Puerto Rico is not treated the same as the rest of the nation when it comes to wireline infrastructure. The USF cases involving Wyoming and Puerto Rico were decided on the same day with different results. These decisions cannot be harmonized.

I made this point regarding EAS:

- One of the most important items the Commission could adopt would be the MMTc/OC Inc./SRA Katrina Petition. If a broadcast license means anything, it has to mean providing basic information, regardless of the language they speak, during emergencies.

Respectfully submitted,

*David Honig*

David Honig  
President and Executive Director

Attachment