



Public Knowledge

June 4, 2010

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

Re: Notice of *Ex Parte* presentation in: CS Docket No. 97-80; PP Docket No. 00-67; MB Docket No. 10-91; MB Docket No. 08-82; CSR-7947-Z

Dear Ms. Dortch:

This is to provide information about discussions between advocates in favor of promoting video device competition and members of the Commission's staff on June 3, 2010. Present at the meeting were: John Bergmayer, Public Knowledge; Anjali Bhat, Public Knowledge; Jeremy Rosenberg, Media Access Project; Matt Wood, Media Access Project; Mitch Stoltz, Consumer Electronics Retailers Coalition; Julie Kearney, Consumer Electronics Association. Representing the FCC were the following participants: William Lake, Chief, Media Bureau, and Brendan Murray, Nancy Murphy, Kris Monteith, Alison Neplokh, Jeffrey Neumann, Michelle Hilera, Mary Beth Murphy and Steven Broeckart, all of the Media Bureau.

Advocates informed the bureau that while they were disappointed in the Bureau's recent decision on selectable output control ("SOC"), they believed that the Bureau can mitigate some of this decision's adverse effects by requiring greater clarity in the notice of election, and that SOC would never be appropriate for types of content already available because that content would not constitute a new business model.

Advocates expressed their support for the Commission's efforts in reforming CableCARD and in the AllVid proceeding. Advocates also encouraged greater transparency than the rules propose about rental fees for set-top boxes. Advocates believe that fixing the current problems with CableCARD is important as an end in its own right, not merely as an intermediate step, given the large number of deployed CableCARD devices. Advocates observed that some of the work relating to billing or cross-subsidization issues done in the CableCARD proceeding would be directly applicable to AllVid, and pointed out that consumers mostly rent their set-top boxes because there is not yet a sufficiently competitive market for video devices.

In accordance with the FCC's *ex parte* rules, this document is being electronically filed in the above-referenced dockets today.

Sincerely,

/s/

Anjali Bhat
Law Clerk
Public Knowledge

Public Knowledge, 1818 N St. NW, Washington DC 20036

cc:

William Lake
Brendan Murray
Nancy Murphy
Kris Monteith
Alison Neplokh
Jeffrey Neumann
Michelle Hilera
Mary Beth Murphy
Steven Broeckaert