



July 20, 2010

Marlene Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

Re: Notice of *Ex Parte* Presentation
Consumer Information and Disclosure PN, DA 10-670
CG Docket No. 09-158 (Consumer Information and Disclosure)
CC Docket No. 98-170 (Truth-in-Billing and Billing Format)
IP-Enabled Services (WC Docket No. 04-36)

Dear Ms. Dortch:

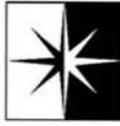
The New America Foundation's Open Technology Initiative submitted the attached letter regarding Measurement Lab's data publishing requirements and the SamKnows/FCC Measuring Broadband America project to Walter Johnson of the Office of Engineering and Technology on July 16, 2010. Measurement Lab (M-Lab) requires that all researchers who use the M-Lab platform publish all data generated within one year of measurements being performed.

Respectfully submitted,

/s/

Sascha D. Meinrath
Director, Open Technology Initiative
New America Foundation

Cc: James Miller
Walter Johnson



NEW AMERICA
FOUNDATION

July 15, 2010

To whom it may concern:

Regarding our recent conversations regarding the SamKnows/FCC Measuring Broadband America project, please accept this letter as confirmation of Measurement Labs' position around its requirements for data publishing.

Measurement Lab (M-Lab) requires that all researchers who use the M-Lab platform publish all data generated within one year of that test being performed. M-Lab is aware that under its contract with the FCC, SamKnows is required to publish reports generated from subsets of these data. M-Lab will therefore only require SamKnows to publish data at its sole discretion and will not require SamKnows to publish any data other than that required by its contract with the FCC during this one-year period.

Furthermore, M-Lab will guarantee that a dedicated server resources are available for SamKnows and the FCC to perform its project and will provide any/all reasonable support required by SamKnows and the FCC to ensure that this is the case.

SamKnows and M-Lab will work together throughout this project in good faith in the spirit of the M-Lab's founding principles to create and maintain a robust, enterprise grade platform for organizations such as SamKnows and the FCC to carry out initiatives such as the Measuring Broadband America project. As an open and extensible platform, M-Lab welcomes additional server infrastructure from any interested party.

Sincerely,

Sascha D. Meinrath
Director, Open Technology Initiative
New America Foundation
Co-Founder, Measurement Lab