



August 2, 2010

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

Re: Notice of *Ex Parte* Presentation in GN Docket No. 10-127 (Framework for Broadband Internet Service); GN Docket No. 09-191 (Preserving the Open Internet); and WC Docket No. 07-52 (Broadband Industry Practices); GN Docket No. 09-51 (National Broadband Plan)

Dear Ms. Dortch:

On July 26, 2010, Sascha Meinrath of the New America Foundation's Open Technology Initiative ("OTI"), participated in a meeting with Edward Lazarus, Chief of Staff to Chairman Genachowski and Zachary Katz, Legal Advisor to Chairman Genachowski.

In the meeting, Mr. Meinrath first underscored the importance of greatly increasing transparency around FCC's current decision-making processes and communication with the public regarding the topics being covered in closed-door meetings with industry representatives. With regard to the substance of those meetings, as reported in press accounts, Mr. Meinrath stressed the importance of the principle that any control over content prioritization should remain with end users of broadband networks rather than with network operators. Mr. Meinrath then raised concerns about paid prioritization, another topic reportedly discussed at the closed-door meetings, and raised concerns as well about several issues that arise from managing services over broadband networks. He also recommended that the FCC investigate peering relationships among ISPs.

Mr. Katz, Mr. Lazarus, and Mr. Meinrath also discussed the Commission's pending broadband framework proceeding, with Mr. Meinrath highlighting the detriments that would result from bifurcating the fundamental regulations governing wireline and wireless data communications networks. Mr. Meinrath concluded by offering to arrange a meeting among senior FCC staff and public interest representatives to further discuss several key priorities universally supported by these organizations.

Respectfully submitted,

/s/

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

cc: Zachary Katz  
Edward Lazarus