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August 10, 2010

ELECTRONIC FILING

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

Re: *Ex Parte*, CS Docket No. 97-80, PP Docket No. 00-67

Dear Ms. Dortch:

This is to inform you that on August 9, 2010, I spoke with Paul de Sa, Chief of the Office of Strategic Planning and Policy Analysis. I stressed the arguments made in the comments and reply comments filed by TiVo Inc. ("TiVo") in response to the *Fourth Further Notice of Proposed Rulemaking* in the above-captioned dockets, FCC 10-61 ("*CableCARD FNPRM*").

Specifically, we discussed:

- The importance of making the CableCARD work more effectively with today's technology, rather than waiting for a possible future solution. CableCARD is the only solution available today that enables a retail market for competitive devices to view linear programming, as envisioned by Section 629.
- The need for the Commission to follow through on cable operators' commitment to CableCARD self-installation by adopting generally

applicable rules that would remove one of the major impediments to the use of retail CableCARD devices.

- The need for the Commission to end price discrimination against competitive devices that effectively forces subscribers who “bring their own” set-top box to pay twice.
- The importance of ensuring that competitive set-top boxes can access switched digital video channels.
- The need for better enforcement of the existing CableCARD rules, including the creation of a CableCARD complaints category on the Enforcement Bureau’s section of the Commission’s website, thereby allowing consumers to file complaints more easily.

Please direct any questions regarding this matter to the undersigned.

Respectfully,

A handwritten signature in black ink that reads "Henry Goldberg". The signature is written in a cursive, flowing style.

Henry Goldberg
Attorney for TiVo Inc.

cc: Paul de Sa