

October 8, 2010

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

Re: Notice of *Ex Parte* Presentation: CS Docket No. 97-80; PP Docket No. 00-67. *Implementation of Section 304 of the Telecommunications Act of 1996: Commercial Availability of Navigation Devices; Compatibility Between Cable Systems and Consumer Electronics Equipment*

Dear Ms. Dortch:

This is to notify you that on October 7, 2010, Grace Koh, Policy Counsel, Cox Enterprises, Inc. (“Cox”), and the undersigned, counsel to Cox, met with Joshua Cinelli of the office of Commissioner Michael Copps and with David Grimaldi and Eloise Gore of the office of Commissioner Mignon Clyburn.

The purpose of these meetings was to discuss Cox’s comments in response to the April 21, 2010 notice of proposed rulemaking in the above-referenced dockets (“CableCARD NPRM”) as well as the recent announcement by Cox and TiVo Inc. (“TiVo”) that Cox will offer its subscribers in some of the major Cox markets the option to access integrated Cox On DEMAND service through a TiVo Premiere digital video recorder (“DVR”) purchased at retail.¹

At these meetings the parties discussed the benefits of switched digital video (“SDV”) technology and the successful deployment of tuning adapters that allow CableCARD-enabled unidirectional digital cable products (“UDCPs”) to access SDV programming. A handout listing

¹ See Letter from Matthew Zinn, Senior Vice President, General Counsel, Secretary & Chief Privacy Officer, TiVo Inc., and Alysia Long, Assistant General Counsel, Government Affairs, Cox Communications, Inc., to Marlene Dortch, Secretary, FCC, MB Docket 10-91, CS Docket No. 97-80, PP Docket No. 00-67 (Sept. 14, 2010).

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illustrative Cox customer testimonials regarding installation and use of tuning adapters, previously filed in the record of this proceeding, was provided at the meetings.² Cox also provided at the meetings copies of the September 14, 2010 joint letter filed by Cox and TiVo with respect to the companies' recent agreement, which represents the first time that a retail UDCP will fully integrate a cable video on demand ("VOD") service with linear multichannel video programming distributor ("MVPD") television service, as well as access to over-the-top ("OTT") video and proprietary features of the UDCP. The parties discussed the creative, collaborative manner in which Cox has agreed to make the Cox VOD library available to users of the TiVo Premiere and TiVo Premiere XL in several major markets, including the use of a Cox high-speed broadband connection, rather than the public Internet, to order and control VOD offerings.

This letter is filed pursuant to Section 1.1206 of the rules of the Federal Communications Commission. Please direct any questions to the undersigned.

Respectfully submitted,

WILKINSON BARKER KNAUER, LLP

By: /s/ Natalie G. Roisman

Natalie G. Roisman

Counsel to Cox Enterprises, Inc.

cc: Joshua Cinelli
David Grimaldi
Eloise Gore

² See Letter from Natalie G. Roisman, Counsel to Cox, to Marlene Dortch, Secretary, FCC, CS Docket No. 97-80, PP Docket No. 00-67 (July 28, 2010), Attachment.