

H&E
HOLCH & ERICKSON LLP

December 8, 2010

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

**Re: Notice of Oral *Ex Parte* Communication
Preserving the Open Internet, GN Docket No. 09-191
*Broadband Industry Practices, WC Docket No. 07-52***

Dear Ms. Dortch:

I submit this notice in compliance with Section 1.1206(b) of the Commission's rules.

On December 7, 2010, the undersigned met with Commissioner Copps. John Giusti also attended the meeting.

We discussed the Open Internet Coalition's ("OIC") position in the ongoing efforts to establish open Internet rules, as articulated in our various filings in the above-referenced dockets. I noted that while our coalition is diverse, there is significant agreement that the order should address the following 3 things: (1) creation of a presumption against paid prioritization over the open, best efforts Internet; (2) establishment of a definition of broadband Internet access that will minimize litigation and eliminate potential loopholes; and (3) recognition that there should not be arbitrary regulatory differences between wireline and wireless broadband Internet access.

I also indicated our desire to work with Commissioner Copps and the other Commissioners as they review and improve the proposal.

Sincerely,

_____/s/_____

Markham C. Erickson
Partner, Holch & Erickson LLP and
Executive Director
Open Internet Coalition

cc: Commissioner Copps
John Giusti