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Comcast Corporation  
300 New Jersey Avenue, NW  
Suite 700  
Washington, DC 20001

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Federal Communications Commission  
Office of the Secretary

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December 6, 2010

**BY HAND DELIVERY AND ELECTRONIC MAIL**

William T. Lake  
Chief, Media Bureau  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

Re: Status Report and Request Concerning Comcast/Dish Final Offer Arbitrations,  
MB Docket No. 05-192

Dear Bill:

This letter is submitted on behalf of Comcast Corporation and Comcast SportsNet California, Inc. ("CSN-CA") to report on the status of the final offer arbitrations initiated by Dish Network LLC ("Dish") against CSN-CA and three other Comcast SportsNets, pursuant to the *Adelphia Order*. As described below, Dish {{

}} pending its appeal of the CSN-CA arbitration award and refuses to restore the network to consumers in Northern California. Dish {{

}}, even though Dish itself sought this remedy and initiated the arbitrations. Given the public interest harms caused by Dish's actions, Comcast is seeking further assistance from the agency to address these issues on an expedited basis.

During our meeting with you and other Commission staff on November 30, 2010, we explained that the arbitrator found that {{

}} is consistent with the {{ }} accepted by every other distributor of the network and reflects the fair market value of the network's programming. Dish contests these findings and {{

}} Apart from this issue, both parties' final offers contained the same {{ }} for the network (which recently added two pro teams and five-times more games to its programming).

After the meeting, Comcast sent Dish a standstill proposal that would (1) permit Dish to {{

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}} These proposed terms would restore CSN-CA to Dish subscribers, address Dish's stated concerns about {{  
}}, and are fair, reasonable and consistent with the requirements of the *Adelphia Order*.

Dish nonetheless rejected Comcast's proposed standstill. Despite its statements to Commission staff, Dish now wants not only the right {{  
}} during the appeal, as a condition to restoring the network to consumers, but also demands:

{{

}}

Dish's position is patently unreasonable, contravenes the purpose and nature of final offer arbitration, and is inconsistent with the express terms and structure of the *Adelphia Order* arbitration condition. In addition, Comcast conservatively estimates that Dish's attempt to {{  
}} should the Commission affirm the arbitration award.

Comcast is preparing a petition to the Commission asking for clarification or, if required, modification of the *Adelphia Order* arbitration condition to address and resolve these issues. Without such relief, consumers in Chicago and the Mid-Atlantic region face the same loss of highly valued programming as Dish's CSN-CA subscribers are suffering. And CSN-CA's subscribers face the further loss of CSN-Bay Area. Moreover, there is no reason for Comcast or the arbitrators to continue with the pending arbitrations without knowing what "rules of the road" apply. Dish's blatant disregard of the Arbitrator's award and unwillingness to agree to {{  
}} here – despite Comcast's willingness to {{  
}} – make clear that Dish will not act in a reasonable manner in those arbitrations. Comcast thus seeks the Commission's guidance on the most efficient and expeditious way to restore the network pending these proceedings, including a second meeting with your office and the parties as quickly as possible should you deem it appropriate.

William T. Lake  
December 6, 2010  
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Respectfully submitted,

A handwritten signature in black ink that reads "Kathy Zachem" followed by a horizontal line and a small flourish.

Kathy Zachem  
Vice President  
Regulatory and State Legislative Affairs

cc: Geoffrey Klineberg (via electronic mail)  
Jeffrey H. Blum, Dish Senior Vice President and Deputy General Counsel (via electronic mail)