

December 14, 2010

Chairman Julius Genachowski  
Commissioner Michael J. Copps  
Commissioner Robert M. McDowell  
Commissioner Mignon Clyburn  
Commissioner Meredith Attwell Baker

Federal Communications Commission  
445 12th Street S.W.  
Washington, DC 20554

**Re: Preserving the Open Internet, GN Docket No. 09-191; Broadband Industry Practices, WC Docket No. 07-52; Framework for Broadband Internet Service, GN Docket No. 10-127**

Dear Chairman Genachowski and Commissioners:

Only a month and a half ago, you discussed the importance of wireless broadband Internet access for communities of color during a speech at the Rainbow PUSH Coalition Telecommunications Symposium in Washington, D.C.

You stated: “Of course, when we talk about broadband, we’re increasingly talking about wireless. In fact, mobile devices are now the primary pathway to the Internet for minority Americans.”

As you acknowledged in your speech, wireless Internet access is critical for communities of color to get online. In fact, the percentage of Latinos and African-Americans accessing the Internet through their wireless devices is greater than the percentage of whites, and a growing number of people of color access the internet *solely* through wireless devices. (See the attached comments from Latinos for Internet Freedom and the Media Action Grassroots Network).

Communities of color will be disproportionately harmed if the Commission passes open Internet protections that do not apply to wireless, particularly when many predict that the next generation of wireless networks will connect users to the Internet at speeds faster than the offerings of many wireline ISPs. In addition, wireless broadband access is also a central element to increasing competition, a key goal of the National Broadband Plan.

Even the League of United Latin American Citizens, which we disagree with on key components of Network Neutrality, agrees that whatever rule is passed should apply equally to wireless and wireline networks. (See the attached December 13, 2010, Joint Statement from Latinos for Internet Freedom and the League of United Latin American Citizens).

There is only one Internet, regardless of how it is accessed, and we need one set of rules that protects all of it. We urge the Commission to apply strong Network Neutrality rules - - that include a ban on paid prioritization -- on both wireless and wireline broadband networks.

In order to protect the open nature of the internet, the commission must prevent the creation of a private, pay-for-play Internet through so-called managed services and to close any loopholes that could allow broadband providers to exempt themselves from the rules.

Finally, the FCC must move forward to reclassify broadband under Title II of the Communications Act. The FCC must have a strong legal foundation not only for Network Neutrality rules, but to promote broadband adoption. The FCC must be able to safeguard users of the primary communications medium of the 21<sup>st</sup> century.

Sincerely,

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