



Ross J. Lieberman
Vice President of Government Affairs
American Cable Association
2415 39th Place, NW
Washington, DC 20007

December 22, 2010

Via ECFS

Marlene Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Room TW-A325
Washington, DC 20554

Re: American Cable Association (“ACA”) Notice of Ex Parte Presentation; *In the Matter of Applications of Comcast Corporation, General Electric Company and NBC Universal, Inc. for Consent to Assign Licenses or Transfer Control of Licenses*; MB Docket No. 10-56.

Dear Ms. Dortch:

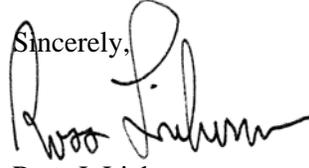
On December 21, 2010, the undersigned participated in a teleconference with Krista Witanowski, legal advisor to Commissioner Baker. On the call, I discussed the vital need for remedies on the Comcast-NBCU transaction that work in practice, and not just in theory, to mitigate the substantial horizontal and vertical harms that would be encountered by small multichannel video programming distributors (MVPDs), in line with ACA’s past filings in this docket.¹

In particular, I explained that baseball-style commercial arbitration has not worked in practice for small MVPDs with 125,000 subscribers or less in the relevant market for the programming at issue, and that a “one-way fee shifting” provision, as understood, would not make it work any better for operators of this size.

¹ *In the Matter of Applications of Comcast Corporation, General Electric Company, and NBC Universal, Inc., to Assign and Transfer Control of FCC Licenses*, MB Docket No. 10-56, Comments of the American Cable Association (filed June 21, 2010) (“ACA Comments”); Response to Comments of the American Cable Association (filed July 21, 2010); Reply of the American Cable Association (filed Aug. 19, 2010) (“ACA Reply”). In addition ACA’s concerns are documented in ex parte letters filed on August 27, 2010, September 21, 2010, September 22, 2010, October 12, 2010, November 5, 2010, November 8, 2010, November 24, 2010, December 7, 2010, December 8, 2010 and December 13, 2010.

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If you have any questions, or require further information, please do not hesitate to contact me directly. Pursuant to section 1.1206 of the Commission's rules, this letter is being filed electronically with the Commission.

Sincerely,

Ross J. Lieberman

cc (via email): Krista Witanowski