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June 20, 2011

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, D.C. 20554

**RE: Review of Open Program Access Complaints - FCC MB Docket No. 07-198 –  
Verizon Program Access Complaint Against Cablevision – Filed July 7, 2009**

Dear Ms. Dortch:

As an interested consumer, I am writing to applaud the June 10, 2011 decision of the United States Court of Appeals for the D.C. Circuit in denying the majority of Petitioner Cablevision's appeals of the FCC's 2010 order closing the so-called "terrestrial loophole" and to urge the Commission to take swift action in the wake of its release. As a shining example of well-reasoned jurisprudence that strikes a balance between the legitimate concerns of government in protecting its people from anticompetitive business practices and the concerns of video providers who seek to provide differentiated product offerings to their customers, the decision of the Court of Appeal's should finally resolve any open questions or perceived barriers to action by the Commission with respect to open program access complaints.

As such, I am writing today to urge the Commission to take swift and decisive action with respect to any open program access complaints within this docket including, but not limited to Verizon's July 7, 2009 complaint against Cablevision. As a frustrated former Verizon FIOS subscriber of many years, I have been denied access to the HD feeds for my favorite regional sports programming, including the New York Rangers and New York Knicks on the Madison Square Garden Network, a Cablevision property.

With the uncertainty of the judicial review no longer an obstacle, the time is now for the Commission to level the playing field and stop the anti-competitive practices of incumbent carriers like Cablevision, which has specifically denied HD regional sports programming feeds to carriers that directly compete with it in its territories (like Verizon and AT&T), while distributing those same HD regional sports programming feeds to those carriers that do not directly compete with it in its territories (like Comcast and Time Warner).

I urge the Commission to stop these clearly anti-competitive discriminatory program access violations at once to preserve the competitive nature of this nascent market.

Thanks for your kind attention to my request.

Sincerely,

/s/ William L. Aprea

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