



July 22, 2011

**VIA Electronic Filing**

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

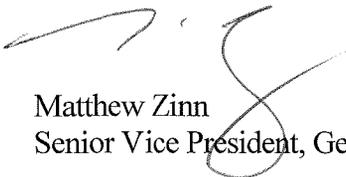
Re: *Puerto Rico Acquisition Corp. Request for Waiver, CSR -7201-Z*

Dear Ms. Dortch:

With respect to the captioned waiver request, TiVo wishes to ensure that the record is clear that TiVo provides service to Puerto Rico, TiVo DVRs are sold in Puerto Rico, and TiVo's subscribers in Puerto Rico number in the hundreds. While TiVo does not ship directly to Puerto Rico, retailers such as Best Buy do sell TiVo DVRs in stores in Puerto Rico.

In a letter dated July 14, 2011, counsel for Choice Cable T.V. ("Choice") asserts that Choice's waiver should be granted despite "the appearance of a small handful of retail DVRs in Puerto Rico." Of TiVo's hundreds of customers in Puerto Rico, it is true that only a small number of those customers are Choice subscribers. However, it is inaccurate to extrapolate the low penetration of Choice subscribers using retail DVRs to the entire territory of Puerto Rico. TiVo is not familiar enough with the geographic locations or other unique aspects of Choice's operations or service to know the cause of such low penetration. TiVo thus lacks sufficient information to comment as to whether Choice should be granted a waiver based on financial hardship or other special circumstances unique to Choice. However, should the Commission decide to grant a waiver to Choice, TiVo urges the Commission to narrowly tailor any waiver to the unique circumstances of that operator and to expressly condition any waiver on Choice's compliance with the Commission's rules requiring the provision and support of CableCARDS to subscribers who wish to use retail navigation devices. As Choice itself acknowledges, issues do arise with their customers using retail CableCARD devices.

Respectfully submitted,

  
Matthew Zinn  
Senior Vice President, General Counsel, Secretary & Chief Privacy Officer

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