



WILTSHIRE
& GRANNIS LLP

June 28, 2012

BY ELECTRONIC FILING

Marlene H. Dortch
445 12th Street, S.W.
Room TW-A325
Washington, DC 20554

Re: Basic Service Tier Encryption, MB Docket No. 11-169; Compatibility between Cable Systems and Consumer Electronics Equipment, PP Docket No. 00-67

Dear Ms. Dortch:

On Thursday, June 28, 2012, I spoke with Lyle Elder, advisor to Chairman Genachowski, regarding the cable encryption proceeding. I urged that the Commission grant an interim waiver of the encryption ban upon release, as further detailed on p. 2 of my ex parte letter of February 24, 2012, which is incorporated by reference herein. RCN has continued to be victimized by theft of service by broadband-only customers that could have been prevented through encryption during the year that its request for a waiver of the encryption ban has been on file. RCN asks that it not be required to endure further preventable theft while any Commission order eliminating the encryption ban is published in the Federal Register and undergoes any necessary approvals pursuant to the Paperwork Reduction Act.

Should you have any questions regarding this letter, please do not hesitate to contact me.

Sincerely,

John Nakahata
Counsel to RCN Telecom Services, LLC

Cc: Lyle Elder
William Lake
Mary Beth Murphy
Erin McGrath

Holly Saurer
Brendan Murray
Matthew Berry
Dave Grimaldi