



December 9, 2013

**Via ECFS**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

Re: NOTICE OF EX PARTE

GN Docket No. 12-268, Expanding the Economic and Innovation Opportunities of Spectrum through Incentive Auctions; WT Docket No. 12-269, Policies Regarding Mobile Spectrum Holdings; and MB Docket No. 10-71, Rulemaking to Amend the Commission's Rule Governing Retransmission Consent

Dear Ms. Dortch:

On December 4, 2013, The American Consumer Institute Center for Citizen Research released a report study showing the consequences that retransmission consent regulations are having on pay-TV consumers. Most notably, however, the study finds that retransmission consent regulations run counter getting TV broadcast spectrum to its highest and best use. As such, these regulations will discourage TV stations from participating in the upcoming wireless spectrum auction and could lead to one-half trillion dollars in consumer welfare losses for wireless consumers, according to the study results. Attached is that study for the public record.

This *ex parte* notification is being filed electronically with your office pursuant to Section 1.1206 of the Commission's Rules.

Steve Pociask  
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ATTACHMENT