



July 11, 2014

VIA ECFS

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

**Re: GN Docket No. 14-28, Protecting and Promoting the Open Internet;
GN Docket No. 10-127, Framework for Broadband Internet Service**

Dear Ms. Dortch:

On Wednesday, July 9, 2014, Ruth Livier, actress, writer, and producer, Michael Scurato and Jonathan Diaz of the National Hispanic Media Coalition ("NHMC"), and Joseph Torres and Aitza Haddad Núñez of Free Press, met with Commissioner Jessica Rosenworcel and Priscilla Delgado Argeris, Commissioner Rosenworcel's Legal Advisor.

In a separate meeting on the same day, Ruth Livier, actress, writer, and producer, Michael Scurato of NHMC, and Joseph Torres and Lauren Wilson of Free Press, met with: Commissioner Mignon Clyburn; Adonis Hoffman, Commissioner Clyburn's Chief of Staff; and Sharon Lin, law clerk.

During both meetings, Ms. Livier expressed her support for protecting and promoting an Open Internet. She recounted her experience as a Mexican-American actress, writer, and producer, as she launched her original show, *Ylse*, an award-winning, bilingual, bicultural, stereotype-defying, drama-comedy based loosely on her own experience. Ms. Livier recounted experiences that she had while discussing the show with executives of traditional media companies, including one who questioned whether or not anyone would want to hear her story. Ms. Livier also explained how the lower barriers to entry inherent in producing high quality New Media content, thanks in no small part to an Open Internet, made it possible for her to create her show without a great deal of capital, and allowed her to share her story with people all over the world. Ms. Livier mentioned that she views net neutrality as an issue of freedom of speech and expression.

Ms. Livier further discussed the lack of opportunities for Latinos and other people of color in traditional media and contrasted that with the number of opportunities that she, alone, was able to create for Latino actors, directors, writers, and crew members on her own online show. Ms. Livier explained how the production of her web series earned her membership in the Writers Guild of America, making her the first person to join by writing solely New Media

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content. Further, by maintaining a union production under the WGA, the Directors Guild of America, and the Screen Actors Guild, she made it possible for many other people of color to earn credits towards joining a union – an important step that would add them to a pool that would create more opportunities for other jobs and advance their careers.

Also during both meetings, representatives from Free Press and NHMC explained that the content produced by Ms. Livier and others could not be possible with rules that allow online discrimination and paid prioritization, such as the proposed rules currently before the Commission. The up-front costs that would be needed to level the playing field with large content producers would be too great. Free Press and NHMC stressed that the only way to preserve the atmosphere that helped foster Ms. Livier's success, and led her to inspire many others to do the same, would be for the Commission to utilize its Title II authority and adopt strong and enforceable rules against blocking, unreasonable discrimination, and pay-for-priority agreements.

During the meeting with Commissioner Clyburn, Mr. Scurato expressed his preference for reclassification of the transmission component of Internet access service as a Title II service as the cleanest way for the Commission to assert its authority to adopt strong rules against blocking, unreasonable discrimination, and paid prioritization. He also questioned the appropriateness of the two-sided market theory of Internet access service, pointing out that edge providers are not independently pushing out their content, but rather individual users are requesting delivery of that content – a service that they have already contracted with their Internet service provider to provide in exchange for payment.

At both meetings, Mr. Torres distributed the attached article from the magazine of the Writers Guild of America, West detailing the success of Ms. Livier and other producers of Internet content.

Please contact me should you have any questions regarding this submission.

Respectfully submitted,



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CC: Priscilla Delgado Argeris
Adonis Hoffman