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The path to a paid tier system for faster bandwidth serves no purpose in our internet economy other than to create false value by selling "lack of harm to packets".

From a technical standpoint, it is simpler and better for everyone involved if the underlying network architecture has one single recipe for doing a best possible job of delivering every packet. Investments in improved infrastructure on a neutral network lift all packets to a higher level of service.

However, with a legalized multi-tier delivery model, the industry will simply cease investing in "the slow network" merely paid for by consumers. They will funnel all money to building a better path with the content merged at the last point prior to the consumer. In this fashion, the broadband providers will circumvent any such language about the FCC enforcing fair business by simply choosing not to invest in the portion of their infrastructure that is less profitable.