

September 14, 2010

Mark C. Ellison
202-457-7661
mellison@pattonboggs.com

ELECTRONIC FILING

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

Re: *Ex Parte*, MB Docket No. 10-56

Dear Ms. Dortch:

Please be advised that on September 13, 2010, Jill Canfield and Steve Fravel of the National Telecommunications Cooperative Association (NTCA) and Steve Pastorkovich of the Organization for the Promotion and Advancement of Small Telecommunications Companies (OPASTCO), and Mark Ellison of Patton Boggs LLP representing the National Rural Telecommunications Cooperative (NRTC) and the FACT coalition (described below), met with the following Commission staff members: Marcia Glauberman, Julie Salovarra, Judith Herman, and William Freedman of the Media Bureau; John Flynn, Jim Bird, and Joel Rabinovitz, of the Office of General Counsel; Chuck Needy and Mark Bykowsky of the Office of Strategic Policy and Planning; and Erin McGrath and Nicole McGinnis of the Wireless Telecommunications Bureau.

OPASTCO, NRTC and the Rural Independent Competitive Alliance (RICA) have filed Comments and Replies in the above referenced Docket as the Fair Access to Content and Telecommunications coalition or "FACT." Joining with FACT in the Reply Comments were NTCA and the Western Telecommunications Alliance. The parties represented at the meeting are referred to herein as the "Coalition" for purposes of this *Ex Parte*.

The Coalition presented concerns held by rural telecommunications companies stemming from the proposed transaction being considered by the Commission in this Docket and presented eight recommended conditions to be placed on the transaction in the Docket. The Coalition also responded to questions raised by the Commission staff concerning the rural MVPD marketplace and online video.

The Coalition and staff discussed the nature of the businesses of rural telephone companies and their video operations, competition – both as MVPDs and as broadband

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providers of video – and content licensing arrangements and concerns. The Coalition discussed video licensing arrangements for rural telephone companies, including the tying of multiple channels of video and broadband or online video content, and the challenges faced by rural telephone companies.

The Coalition provided a two-page leave-behind document pertaining to these issues and the recommended conditions, a copy of which is included with this filing.

Please direct any questions regarding this matter to the undersigned.

Respectfully,

A handwritten signature in black ink, appearing to read "Mark C. Ellison", with a long horizontal flourish extending to the right.

Mark C. Ellison
Counsel
for FACT & NRTC