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September 21, 2000

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Ms. Magalie Roman Salas
Secretary
Federal Communications Commission
445 12th Street, S.W. --- The Portals
TW-B204
Washington, DC 20554

Re: America Online, Inc. Notice of *Ex Parte* Presentation
Applications of America Online, Inc. and Time Warner Inc.
for Transfers of Control, CS Docket No. 00-30

Dear Ms. Salas:

On behalf of America Online, Inc. ("AOL") and Time Warner Inc. ("Time Warner"), submitted herewith pursuant to Section 1.1206(b)(2) of the Commission's rules, are an original and one copy of this notice regarding a permitted oral ex parte presentation in the above-referenced proceeding. On September 20, 2000, George Vradenburg, III, Senior Vice President, Global and Strategic Policy of AOL; Steven Teplitz, Vice President, Telecommunications Policy of AOL; Catherine R. Nolan, Vice President, Law and Public Policy of Time Warner; Richard E. Wiley of Wiley, Rein & Fielding and the undersigned met with FCC Chief of Staff Kathy Brown and Karen Edwards Onyeije of Chairman Kennard's office.

The parties addressed questions raised in the proceeding and in the prior day's meeting. In particular, the parties discussed plans for the implementation of the previously submitted Memorandum of Understanding reached by AOL and Time Warner and for spurring the industry-wide implementation of cable open access, consistent with Commission policy and precedent for marketplace solutions. The parties noted that AT&T's ownership interest in Time Warner Entertainment was explicitly contemplated and permitted under the Commission's order approving AT&T's acquisition of MediaOne. The parties also noted that questions regarding the future of

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interactive television over cable present industry-wide issues beyond the scope of this proceeding. The parties additionally reviewed AOL's previously detailed position in support of instant messaging interoperability and the lack of any basis for the Commission to address this issue in this merger proceeding.

Kindly direct any questions regarding this matter to the undersigned.

Respectfully submitted,



Peter D. Ross

cc: Kathy Brown
Karen Edwards Onyeije
James Bird
Royce Dickens
Linda Senecal
International Transcription Services, Inc.