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July 20, 2000

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Ms. Magalie R. Salas
Secretary
Federal Communication Commission
445 12th Street, S.W.—The Portals
TW-B204
Washington, D.C. 20554

Re: America Online, Inc. and Time Warner 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 is an original and one copy of this memorandum regarding a permitted oral *ex parte* presentation to Commission officials regarding the above-cited proceeding. On July 19, 2000, Catherine Nolan (Vice President, Law & Public Policy) of Time Warner and, on behalf of AOL, the undersigned met with William J. Friedman, Legal Advisor to Commissioner Tristani, in preparation for the Commission's upcoming *en banc* hearing on the parties' merger.

In the course of our conversation, we provided a brief recap of portions of our previously submitted reply comments and responses to Cable Services Bureau information requests. Our discussion touched on: the FCC cable cap rules and the nonattributable nature of AOL's limited interest in General Motors Corporation, the ultimate parent company of DirecTV; the Commission's ruling on cable cap issues in its order approving the AT&T/MediaOne merger; FCC precedent regarding the cable open access debate; the parties' commitment to offering consumers diverse content across multiple platforms; and the requirement that issues raised in a transfer proceeding be merger-specific.

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Kindly direct any questions regarding this matter to the undersigned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Peter D. Ross". The signature is written in a cursive, flowing style.

Peter D. Ross

cc: William J. Friedman, Legal Advisor to Commissioner Tristani
James Bird, FCC Assistant General Counsel
Royce Dickens, Deputy Chief, Policy and Rules Division, Cable Services Bureau
Linda Senecal, Cable Services Bureau
International Transcription Services, Inc.