

EX PARTE OR LATE FILED

ORIGINAL

Wiley, Rein & Fielding

ORIGINAL

1776 K Street, N.W.
Washington, D.C. 20006
(202) 719-7000

Fax: (202) 719-7049
www.wrf.com

Wayne D. Johnsen
(202) 719-7303
wjohansen@wrf.com

July 26, 2000

RECEIVED

JUL 26 2000

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:

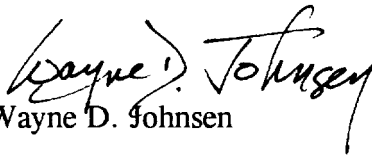
On behalf of America Online, Inc. ("AOL") and Time Warner Inc. ("Time Warner"), submitted herewith pursuant to Section 1.1206(b)(2) of the Commission's rules is an original and one copy of this memorandum regarding a permitted oral *ex parte* presentation regarding the above-cited proceeding. On July 25, 2000, Arthur H. Harding of Fleischman and Walsh, L.L.P., on behalf of Time Warner, Steven N. Teplitz, AOL Senior Director of Telecommunications Policy, and Peter D. Ross of Wiley, Rein & Fielding met with Karen Edwards Onyeije, Legal Advisor to Chairman Kennard, in preparation for the Commission's upcoming *en banc* hearing on the parties' merger.

The conversation included a brief recap of the parties' positions, as described in our previously submitted reply comments and responses to Cable Services Bureau information requests, regarding: the merger benefits of innovation and investment in new online content and applications to drive broadband and other new, interactive platforms; our commitment and incentives to provide diversity of content over our platforms; interrelationships with AT&T addressed in the FCC's AT&T/MediaOne ruling; and marketplace progress on open access.

No. of Copies rec'd 0+2
List A B C D E

Kindly direct any questions regarding this matter to the undersigned.

Respectfully submitted,


Wayne D. Johnson

cc: Karen Edwards Onyeije, Legal Advisor to Chairman Kennard
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.