

**COMCAST
CORPORATION**



EXTERNAL AFFAIRS WASHINGTON
1317 F STREET, NW • WASHINGTON, DC 20004 • (202) 638-5678

RECEIVED

OCT 20 2000

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

October 20, 2000

Magalie R. Salas, Esq.
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

EX PARTE OR LATE FILED

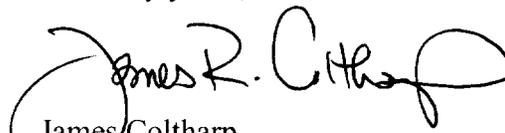
Re: AOL-Time Warner Application for Consent to Transfer of Control,
CS Docket 00-30

Dear Ms. Salas:

Yesterday, Alexandra Wilson, Chief Policy Counsel for Cox Enterprises, Inc., and I met with Anna Gomez, Senior Legal Advisor to Chairman Kennard, and Jordan Goldstein and David Goodfriend, Legal Advisors to Commissioner Ness, to generally discuss the provision of advanced broadband services by Cox Communications, Inc. and Comcast Corporation, respectively. In addition, I met with Kyle Dixon, Legal Advisor to Commissioner Powell, to review Comcast's roll-out of new broadband services. During the course of our discussions, Ms. Wilson and I made a brief presentation concerning the pending merger between AOL and Time-Warner, Inc. Pursuant to Section 1.1206(b)(2) of the Commission's rules, an original and one copy of a summary of that presentation are enclosed.

Please do not hesitate to contact me should you have any questions about this matter.

Sincerely yours,


James Coltharp
Senior Director, Public Policy

Enclosure

cc: Anna Gomez
Jordan Goldstein
David Goodfriend
Kyle Dixon

No. of Copies rec'd 2 orig + 1 copy
List ABCDE

***Ex Parte* Presentation by Cox Communications, Inc. and Comcast Corporation
Concerning the Pending Merger of AOL/Time Warner**

The Commission has just opened a sweeping inquiry into the issue of whether broadband service providers, including cable operators, should be required to provide access to their platforms by unaffiliated third-party ISPs. In order not to prejudge the outcome of that proceeding, the Commission should refrain from imposing a forced access provision on AOL as a condition of its merger with Time Warner. As the Commission has previously determined in other merger proceedings, whether or not cable operators (and other broadband providers) should be subject to a forced access requirement is a question best addressed in a general proceeding rather than in the context of a particular business transaction. The imposition of a forced access requirement on AOL/Time Warner -- no matter how narrowly drawn that requirement may be -- will necessarily curtail the flexibility of other broadband providers as they pursue their own visions in the marketplace of how multiple ISPs can best be accommodated on their advanced broadband networks.

[REDACTED]

COMCAST
CORPORATION



EXTERNAL AFFAIRS WASHINGTON
1317 F STREET, N.W. • WASHINGTON, DC 20004 • (202) 638 5678

October 20, 2000

EX PARTE OR LATE FILED

Magalie R. Salas, Esq.
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

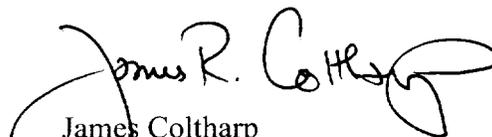
Re: AOL-Time Warner Application for Consent to Transfer of Control,
CS Docket 00-30

Dear Ms. Salas:

Yesterday, Alexandra Wilson, Chief Policy Counsel for Cox Enterprises, Inc., and I met with Anna Gomez, Senior Legal Advisor to Chairman Kennard, and Jordan Goldstein and David Goodfriend, Legal Advisors to Commissioner Ness, to generally discuss the provision of advanced broadband services by Cox Communications, Inc. and Comcast Corporation, respectively. In addition, I met with Kyle Dixon, Legal Advisor to Commissioner Powell, to review Comcast's roll-out of new broadband services. During the course of our discussions, Ms. Wilson and I made a brief presentation concerning the pending merger between AOL and Time-Warner, Inc. Pursuant to Section 1.1206(b)(2) of the Commission's rules, an original and one copy of a summary of that presentation are enclosed.

Please do not hesitate to contact me should you have any questions about this matter.

Sincerely yours,


James Coltharp
Senior Director, Public Policy

Enclosure

cc: Anna Gomez
Jordan Goldstein
David Goodfriend
Kyle Dixon

***Ex Parte* Presentation by Cox Communications, Inc. and Comcast Corporation
Concerning the Pending Merger of AOL/Time Warner**

The Commission has just opened a sweeping inquiry into the issue of whether broadband service providers, including cable operators, should be required to provide access to their platforms by unaffiliated third-party ISPs. In order not to prejudge the outcome of that proceeding, the Commission should refrain from imposing a forced access provision on AOL as a condition of its merger with Time Warner. As the Commission has previously determined in other merger proceedings, whether or not cable operators (and other broadband providers) should be subject to a forced access requirement is a question best addressed in a general proceeding rather than in the context of a particular business transaction. The imposition of a forced access requirement on AOL/Time Warner -- no matter how narrowly drawn that requirement may be -- will necessarily curtail the flexibility of other broadband providers as they pursue their own visions in the marketplace of how multiple ISPs can best be accommodated on their advanced broadband networks.