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August 4, 2000

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

Re: 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 Time Warner Inc. ("Time Warner"), submitted herewith, pursuant to Section 1.1206(b)(2) of the Commissions rules, is an original and one copy of a summary of permitted oral presentations in the form of telephone conversations between the Time Warner personnel and Commission personnel as indicated below:

Gerald M. Levin to Chairman Kennard  
Joseph Collins to Commissioner Ness, Commissioner Furchtgott-Roth,  
Office of Commissioner Powell, Office of Commissioner Tristani  
Marc Apfelbaum to Deborah Lathen


The purpose of each call was to advise the called party that Time Warner Cable has entered into a binding agreement with Juno Online Services, Inc. for the provision of high-speed Internet service over Time Warner Cable's broadband network. A summary of the announcement

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is attached.

Kindly direct any questions regarding this matter to the undersigned.

Sincerely,

A handwritten signature in black ink that reads "Arthur H. Harding". The signature is written in a cursive style with a large, prominent initial "A".

Arthur H. Harding  
Counsel for Time Warner Inc.

cc: Hon. William Kennard  
Hon. Susan Ness  
Hon. Michael K. Powell  
Hon. Harold Furchtgott-Roth  
Hon. Gloria Tristani  
Deborah Lathen, Esq.  
Royce Dickens, Esq.  
Linda Senecal, Esq.  
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## **Juno And Time Warner Reach Agreement to Offer Juno Express Over Time Warner Cable Systems**

### ***Juno Becomes First Company To Affiliate With Time Warner Cable Under Time Warner's Multiple ISP Initiative***

**NEW YORK, NY (July 31, 2000)** – Juno Online Services, Inc. (Nasdaq: JWEB) and Time Warner Cable today announced that they have signed a binding letter of intent that will allow Juno to offer high-speed Internet access over Time Warner Cable's broadband network.

The two companies signed a letter of intent making Juno the first Internet access provider other than Road Runner to reach a business agreement with Time Warner Cable for broadband Internet access. The agreement, a direct result of Time Warner Cable's commitment to distribute the services of multiple Internet access providers on its broadband network, will allow Juno to offer complete Internet access, content, applications, and functionality to Time Warner Cable customers. Video streaming is specifically permitted as part of the Juno broadband service. Juno plans to offer its existing dial-up customers in Time Warner Cable's service area the ability to upgrade to Juno's high-speed service, Juno Express<sup>SM</sup>, provided over Time Warner Cable facilities.

Juno will join with Time Warner Cable in a multiple ISP trial in Columbus, Ohio that is intended to help identify and resolve implementation issues. A rollout schedule for the service will be announced in the future subject to Time Warner's pre-existing obligations relating to Road Runner. Time Warner currently has more than 12.6 million customers nationwide; more than 11.5 million homes passed are capable of receiving high-speed Internet service over the Time Warner Cable system.

"Juno is committed to being a leader in the area of high-speed Internet access, and this relationship is a major step in our plan to offer subscribers nationwide a wide range of options," said Charles Ardai, Juno's president and CEO. "We believe this relationship

with Time Warner will allow us to offer an attractive new option for Juno subscribers who are ready to make the move to broadband.”

“This groundbreaking agreement underscores Time Warner Cable’s commitment to offer its cable customers a choice of Internet Service Providers and will help expand the number of high-speed data subscribers on our cable systems,” said Glenn Britt, president of Time Warner Cable. “We look forward to reaching agreement with other ISPs as quickly as possible and to offering our customers a broadening array of choices in how they experience the Internet.”

Under the agreement, both Juno and Time Warner Cable plan to market Juno Express to their customers and have the ability to price and package the service independently. Time Warner will be responsible for installing the service in customers’ homes. The agreement covers the full range of functions relating to the provision of Internet service, including billing, network elements, and privacy responsibilities.

### **About Juno**

Juno Online Services, Inc. is a leading provider of Internet access to millions of computer users throughout the United States. Founded in 1996, the company provides multiple levels of service, including free basic Internet access, billable premium dial-up service, and (in certain markets) high-speed broadband access. Juno’s revenues are derived primarily from the subscription fees charged for its billable premium services, from the sale of advertising, and from various forms of electronic commerce.

Juno had more than 3.0 million active subscribers during the month of March, including more than 2.3 million active Web-enabled subscribers and approximately 0.7 million who were able to use only Juno’s original e-mail service. Based on its total of 10 million registered subscriber accounts, Juno is currently the second largest provider (after AOL) of dial-up Internet services; based on its 3.0 million active subscribers, Juno is the third largest, after AOL and EarthLink.

For more information about Juno, visit [www.juno.com/corp](http://www.juno.com/corp). To get a free copy of the Juno software, go to [www.juno.com](http://www.juno.com) or call 1-800-TRY-JUNO.

### **About Time Warner**

Time Warner Cable owns and manages the world’s most advanced, best clustered cable television operations, with 90 percent of its 12.6 million customers in systems of 100,000 subscribers or more. It is a division of Time Warner Entertainment which is an operating unit of Time Warner Inc. (NYSE: TWX).

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Statements in this press release regarding Juno Online Services, Inc. that are not historical facts are forward-looking statements and are subject to risks and uncertainties that could cause such statements to differ materially from actual future events or results. Any such forward-looking statements are made pursuant to the safe harbor provisions of the Private Securities Litigation Reform Act of 1995. The following factors, among others, could cause Juno's actual results to differ materially from those described in a forward-looking statement: limited history of offering Juno's billable premium services and free basic service in its current form; history of losses; failure to retain or grow Juno's subscriber base; increasing competition from existing or new competitors; inability to sustain current levels of subscriber acquisition or retention; inability to successfully migrate free subscribers to, or to retain subscribers in, Juno's billable premium services; rapid technological change; possible unavailability of financing as and if needed; decreases in the popularity of the Internet among consumers or as an advertising medium; dependence on Time Warner Cable and other partners and vendors for the provision and roll-out of the Juno Express broadband service; uncertainties associated with the operations, implementation, or consumer acceptance of the broadband delivery technology referenced in this press release; possible industry consolidation; and potential fluctuations in quarterly and annual results. This list is intended to identify only certain of the principal factors that could cause actual results to differ. Readers are referred to the reports and documents filed by Juno with the Securities and Exchange Commission, including the Quarterly Report on Form 10-Q filed May 15, 2000, for a discussion of these and other important risk factors.

This press release includes certain "forward-looking statements" about Time Warner Inc. within the meaning of the Private Securities Litigation Reform Act of 1995. These statements are based on the current expectations or beliefs of Time Warner's management and are naturally subject to uncertainty and changes in circumstances. Actual results may vary materially from the expectations contained herein due to changes in economic, business, competitive, technological, and/or regulatory factors affecting Time Warner and factors affecting the proposed combination of Time Warner and America Online, Inc. More detailed information about these factors is set forth in Time Warner's and AOL Time Warner Inc.'s filings with the Securities and Exchange Commission, including Time Warner's most recent quarterly report on Form 10-Q. Time Warner is under no obligation to (and expressly disclaims any such obligation to) update or alter its forward-looking statements whether as a result of new information, future events, or otherwise.