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Marc J. Apfelbaum
Senior Vice President,
General Counsel and Secretary

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EX PARTE OR LATE FILED

June 15, 2000

Via Fax and Regular Mail

Stephen A. Weiswasser
Executive Vice President and
General Counsel
Gemstar Development Corporation
135 North Los Robles Avenue, Suite 800
Pasadena, CA 91101

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DEC 20 2000

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Mr. Weiswasser:

As you know, Time Warner Cable ("TWC") has been employing technical measures to prevent the unauthorized use of our cable systems' VBI capacity. Indeed, Gemstar has brought a proceeding at the FCC challenging TWC's legal right to take such measures.

TWC firmly believes that our legal position in this matter is completely correct and that the FCC and the courts will agree. However, in a gesture of good will, I am pleased to inform you that TWC will immediately stop the use of such preventive measures on all our cable systems while this matter is pending before the FCC.

Our suspension of preventive measures is conditioned on Gemstar not taking any action that would frustrate or delay review of our legal position by the FCC, as we fully intend to pursue vindication of our rights there. Moreover, we expressly reserve our right to resume the use of such preventive measures after the FCC has had a reasonable opportunity to review this matter as well as all our other rights and remedies.

We are taking this step unilaterally in the hope that it will encourage Gemstar to meet with TWC to negotiate in good faith commercial terms for providing Gemstar's EPG on TWC's cable systems, through the use of our VBIs or otherwise. We have always been willing to negotiate commercial arrangements with Gemstar and, indeed, have done so successfully with one of Gemstar's predecessors. We sincerely hope that we can resolve this matter through a marketplace solution, which will best serve the parties' interests as well as those of the public.

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We believe our discussions should begin as soon as possible and urge you to call me at the number above. Or, if you prefer, please have the appropriate businessperson call Fred Dressler, our Senior VP of Programming, at (203) 328-0612.

We look forward to hearing from you.

Sincerely,

A handwritten signature in black ink, appearing to read 'Marc Apfelbaum', with a long horizontal line extending to the right.

Marc Apfelbaum
Senior Vice President & General Counsel

cc: Deborah Lathen, Esq.
William Johnson, Esq.
To-Quyen Truong, Esq.