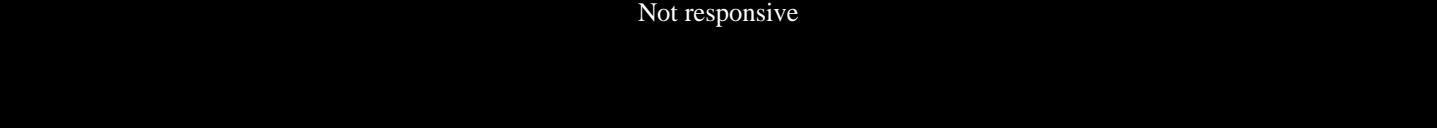


Mike Copps

From: Mike Copps
Sent: Sunday, August 15, 2010 11:39 PM
To: "jsilver@ [Exemption 6]"
Subject: Re: invitation to Open Video conference in NYC Oct 1 & 2

This is a great invite. I would love to accept it but Beth and I are celebrating our 40th wedding anniversary with a trip to China and this date is right in the middle of that. Thanks for thinking of me though.
Not responsive



From: Josh Silver <jsilver@ [Exemption 6]>
To: Mike Copps
Sent: Sun Aug 15 19:23:53 2010
Subject: invitation to Open Video conference in NYC Oct 1 & 2

Greetings Commissioner,

Vince Stehle and I will be in the Aspen Meadows lobby bar at 6 if you get in early.

Re the attached invitation, the Open Video Alliance run a great conference at NYU ---- I spoke there last year.

They would like you to come talk about the internet and the importance of openness. Susan Crawford and Tim Wu will also be there.

I told them I'd forward this to you.

Cheers,

Josh

1/24/2011

Margaret McCarthy

From: Joel Kelsey [REDACTED] Exemption 6
Sent: Tuesday, November 30, 2010 6:21 PM
To: John Giusti; Margaret McCarthy
Subject: Commissioner Quote

A quick note to let you know this piece of the statement made the rounds in the office today, and really fired people up:

"I suppose you can't blame companies for seeking to protect their own interests. But you can blame policy-makers if we let them get away with it. Deal-making between big Internet players is not policy-making for the common good. Special interests are not the public interest. Stockholders are not the only stakeholders. I will not settle—you should not settle—for gatekeepers of the Internet striking deals that exchange Internet freedom—yours and mine—for bloated profits on their quarterly reports to Wall Street."

Let's catch up today or tomorrow. I'm around all night.

JK

Joel Kelsey
Political Adviser
Free Press :: freepress.net
202 [REDACTED] Exemption 6

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National Conference for Media Reform
Boston, April 8-10, 2011
Register Now! freepress.net/conference

Margaret McCarthy

From: Joel Kelsey [Exemption 6]
Sent: Friday, December 10, 2010 1:58 PM
To: John Giusti; Margaret McCarthy
Subject: FW: More than 80 Groups Sign Letter to FCC Demanding Real Net Neutrality
Attachments: Open FCC Letter_Fix NN Dec 10.pdf

Hi –

I wanted to make sure you saw the attached letter (press release below), which we've just filed in the docket. The letter is signed by over 80 public interest, civil rights groups and non-profits, expressing staunch support for the changes in the order that we've discussed.

Please share with the Commissioner and any other interested parties you deem appropriate. Thanks!

JK

Joel Kelsey
Political Adviser
Free Press :: freepress.net
202 [Exemption 6]

reform media. transform democracy.

National Conference for Media Reform
Boston, April 8-10, 2011
Register Now! freepress.net/conference

From: Jennifer Ettinger
Sent: Friday, December 10, 2010 1:53 PM
To: Joel Kelsey
Subject: More than 80 Groups Sign Letter to FCC Demanding Real Net Neutrality



December 10, 2010

FOR IMMEDIATE RELEASE

Contact: Jenn Ettinger, 202-265-1490 x 35

More than 80 Groups Sign Letter to FCC Demanding *Real* Net Neutrality

Letter Identifies Five Key Problems with FCC Proposal that Must Be Fixed

1/11/2011

WASHINGTON -- More than 80 grassroots organizations, consumer groups, civil rights organizations, innovative businesses, technology experts and public interest advocates filed a letter with the Federal Communications Commission on Friday, signaling broad support for strong Network Neutrality rules. The letter highlighted five key areas in which rules proposed by FCC Chairman Julius Genachowski must be improved to protect the free and open Internet. The Commission is slated to vote on Net Neutrality on Dec. 21.

The signers include Free Press, New America Foundation, Media Access Project, Reporters without Borders, Daily Kos, Common Cause, Entertainment Consumers Association, Nonprofit Technology Network, ColorofChange.org, Center for Media Justice, National Hispanic Media Coalition and Public Knowledge.

"A tremendously diverse array of organizations and constituencies have come together to tell the FCC that we want real consumer protections and Internet Freedom," said **Sascha Meinrath**, director of New America Foundation's Open Technology Initiative. "This is a make-or-break issue, and the signatories on this letter are unequivocal in their demand that fatal flaws with Chairman Genachowski's draft proposal be fixed immediately."

The letter filed today outlines the key elements of real Net Neutrality apparently missing from the FCC's proposal, and calls on the Commission to make sure each is included.

Real Net Neutrality, the groups say, must include a ban on paid prioritization, which would allow Internet service providers to speed up their preferred content and services while slowing down the rest; extending protections to wireless networks so mobile broadband providers cannot act as gatekeepers on the mobile Web; no loopholes in key language that would allow providers to exempt themselves from rules; and clear rules for "specialized services" that would prevent a pay-for-play platform that could stifle innovation and threaten the Internet's level playing field.

"There are several fatal flaws with Chairman Genachowski's reported draft proposal that will harm the open Internet in irreversible ways if they are not addressed by the time the agency votes on a rule," said Free Press Research Director **S. Derek Turner**. "If this proposal is adopted as is, the FCC will send a signal to the market that free speech and innovation on the Web require the permission of Comcast and AT&T."

The letter also asserts that rules must be built on a sound legal foundation and calls on the agency to restore its authority over broadband by reclassifying it under Title II of the Communications Act.

"Some proponents of the proposed rules urge us not to let the perfect be the enemy of the good," said **Tyrone Brown**, president of Media Access Project. "But reports on the contents of the item indicate that it is far from good at this point. Those ready to accept the rules 'as-is' fail to recognize that incomplete protections founded on unsure legal grounds cannot be characterized as a good start. Open Internet rules and the Commission's ability to implement national broadband policy goals should be based in sound legal authority and provide real protections for free expression and innovation online."

Click here to view a copy of the letter and a full list of signers: <http://www.freepress.net/resource/open-letter-fcc-calling-real-net-neutrality>

###

Free Press is a national, nonpartisan organization working to reform the media. Free Press does not support or oppose any candidate for public office. Through education, organizing and advocacy, we promote diverse and independent media ownership, strong public media, and universal access to communications. Learn more at www.freepress.net

If you would rather not receive future communications from Free Press, let us know by clicking [here](#).
Free Press, 501 Third Street, NW Suite 875, Washington, DC 20001 United States

Margaret McCarthy

From: Joel Kelsey [Exemption 6]
Sent: Friday, December 17, 2010 6:15 PM
To: John Giusti; Margaret McCarthy
Subject: weekend cell phones if needed

We're still around this evening for further inquiries, but as requested, if you need us over the weekend:

Joel — [exemption 6]

Aparna — [exemption 6]

Derek — [exemption 6]

JK

Joel Kelsey
Political Adviser
Free Press :: freepress.net
202 [Exemption 6]

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1/11/2011

22

Margaret McCarthy

From: Joel Kelsey [Exemption 6]
Sent: Tuesday, December 21, 2010 12:32 PM
To: undisclosed-recipients
Subject: Fw: Free Press: FCC Net Neutrality Order a 'Squandered Opportunity'

JK

From: Jenn Ettinger [Exemption 6]
To: Joel Kelsey
Sent: Tue Dec 21 09:22:03 2010
Subject: Free Press: FCC Net Neutrality Order a 'Squandered Opportunity'



December 21, 2010

FOR IMMEDIATE RELEASE

Contact: Jenn Ettinger, 202- [Exemption 6]

Free Press: FCC Net Neutrality Order a 'Squandered Opportunity'

WASHINGTON -- By a 3-2 vote Tuesday, the Federal Communications Commission approved new rules intended to prevent Internet providers like AT&T, Comcast and Verizon from acting as gatekeepers on the Web. The rules, however, heavily favor the industry they are intended to regulate, and leave consumers with minimal protections. Democratic Commissioners Mignon Clyburn and Michael Copps voted with Chairman Julius Genachowski, while Republican Commissioners Robert McDowell and Meredith Attwell Baker voted against.

Free Press Managing Director **Craig Aaron** made the following statement:

"We are deeply disappointed that the chairman chose to ignore the overwhelming public support for real Net Neutrality, instead moving forward with industry-written rules that will for the first time in Internet history allow discrimination online. This proceeding was a squandered opportunity to enact clear, meaningful rules to safeguard the Internet's level playing field and protect consumers.

"The new rules are riddled with loopholes, evidence that the chairman sought approval from AT&T instead of listening to the millions of Americans who asked for real Net Neutrality. These rules don't do enough to stop the phone and cable companies from dividing the Internet into fast and slow lanes, and they fail to protect wireless users from discrimination. No longer can you get to the same Internet via your mobile device as you can via your laptop. The rules pave the way for AT&T to block your access to third-party applications and to require you to use its own preferred applications.

"Chairman Genachowski ignored President Obama's promise to the American people to take a 'back seat to no one' on Net Neutrality. He ignored the 2 million voices who petitioned for real Net Neutrality and the hundreds who came to public hearings across the country to ask him to protect the open Internet. And he ignored policymakers who urged him to protect consumers and maintain the Internet as a platform for innovation. It's unfortunate that the only voices he chose to listen to were those coming from the very industry he's charged with overseeing."

1/11/2011

###

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If you would rather not receive future communications from Free Press, let us know by clicking [here](#).
Free Press, 501 Third Street, NW Suite 875, Washington, DC 20001 United States

1/11/2011

Margaret McCarthy

From: Jennifer Ettinger [REDACTED] Exemption 6
Sent: Monday, November 01, 2010 5:42 PM
To: Margaret McCarthy
Subject: Oped by Commissioner Copps for Albuquerque

Hi Margaret,

I'm handling the press outreach and logistics for the hearing in Albuquerque, and I wanted to gauge your interest in doing an oped by Commissioner Copps for the Albuquerque Journal? He authored one with Commissioner Clyburn that ran on the day of the Minnesota hearing that was very well received, and I think having another one would be great. I'm happy to help draft, or place if need be.

Let me know what you think.

Thanks so much,

Jenn

Jenn Ettinger

Media Coordinator

Free Press :: www.freepress.net

o: 202 [REDACTED] Exemption 6

c: 202 [REDACTED] Exemption 6

[REDACTED] Exemption 6

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1/11/2011

Margaret McCarthy

From: Jennifer Ettinger [redacted] Exemption 6
Sent: Tuesday, November 09, 2010 4:21 PM
To: John Giusti; Misty Perez
Cc: Margaret McCarthy; Joshua Cinelli
Subject: Re: Op-ed in NM

Great thank you, John. Please let me know if you need help with placement.
Jenn

Please excuse any typos.

----- Reply message -----

From: "John Giusti" <John.Giusti@fcc.gov>
Date: Tue, Nov 9, 2010 2:24 pm
Subject: Op-ed in NM
To: "Misty Perez" [redacted] Exemption 6
Cc: "Jennifer Ettinger" [redacted] Exemption 6, "Margaret McCarthy" <Margaret.McCarthy@fcc.gov>, "Joshua Cinelli" <Joshua.Cinelli@fcc.gov>

Hi there,

Adding Margaret and Josh. We're working on the op ed.

From: Misty Perez [mailto:[redacted] Exemption 6]
Sent: Tuesday, November 02, 2010 10:36 AM
To: John Giusti
Cc: Jennifer Ettinger
Subject: Op-ed in NM

Hi John,

I hope you are doing well. I wanted to e-introduce you to my colleague Jenn Ettinger. Jenn is working on our press strategy for the hearing in New Mexico and would like to work with you and Commissioner Copps to place an Op-ed in advance of the hearing on Nov. 16.

Would Commissioner Copps be interested drafting an Op-ed in advance of the hearing? It's a great way to get the word out and to spark conversations in advance of the event.

Please connect directly with Jenn on this. Jenn feel free to fill in anything that I may have missed.

Best,
Misty

Misty Perez Truedson
Associate Outreach Director
Free Press :: www.freepress.net
413 [redacted] Exemption 6

National Conference for Media Reform
Boston, April 8-10, 2011
Register Now! freepress.net/conference

1/11/2011

From: Jennifer Ettinger [REDACTED] Exemption 6
Sent: Tuesday, November 09, 2010 7:12 PM
To: Margaret McCarthy
Subject: op-ed

Hi Margaret,
I got your message, sorry I was in meetings this afternoon. I didn't catch the end of your phone number, so I'm responding via email!
I can definitely take care of the placement in the Albuquerque Journal, just wanted to make sure I wasn't stepping on your toes. Thanks so much for handling the drafting, and for working with us on this!
Best,
Jenn

From: Jennifer Ettinger [Exemption 6]
Sent: Tuesday, November 09, 2010 7:25 PM
To: Margaret McCarthy
Subject: RE: op-ed

Friday is great!
Thanks!

From: Margaret McCarthy [Margaret.McCarthy@fcc.gov]
Sent: Tuesday, November 09, 2010 7:13 PM
To: Jennifer Ettinger
Subject: RE: op-ed

Fantastic, thank you Jenn. I think John said we owe you the oped by Friday?

-----Original Message-----

From: Jennifer Ettinger [mailto:[Exemption 6]]
Sent: Tuesday, November 09, 2010 7:12 PM
To: Margaret McCarthy
Subject: op-ed

Hi Margaret,
I got your message, sorry I was in meetings this afternoon. I didn't catch the end of your phone number, so I'm responding via email!
I can definitely take care of the placement in the Albuquerque Journal, just wanted to make sure I wasn't stepping on your toes. Thanks so much for handling the drafting, and for working with us on this!
Best,
Jenn

Margaret McCarthy

From: Jennifer Ettinger [Exemption 6]
Sent: Wednesday, November 10, 2010 12:32 PM
To: Margaret McCarthy
Subject: Fwd: Hearing Agenda (still a draft, but almost final)

Hi Margaret,
 Here is the near final agenda. I will be in New Mexico and can be your point of contact. My cell is [Exemption 6] and I will be reachable by email, as well.
 Best,
 Jenn

Please excuse any typos.

----- Forwarded message -----

From: "Libby Reinish" <[Exemption 6]>
Date: Wed, Nov 10, 2010 12:13 pm
Subject: Hearing Agenda (still a draft, but almost final)
To: "Jennifer Ettinger" <[Exemption 6]>

Agenda for the Public Hearing on the Future of the Internet

Tuesday, Nov. 16, 2010, 7 p.m.
 Albuquerque Journal Theater, National Hispanic Cultural Center,
 1701 4th Street SW, Albuquerque, NM 87102

| | |
|-------------|---|
| 2:00 | Set up (MLP, CMJ, FP) |
| 5:15 | Volunteers Arrive |
| 5:30 – 5:50 | Volunteer Training (Libby Reinish, FP) |
| 6:00 | TBD - Press Availability with FCC Commissioner Michael Copps (Jenn Ettinger, FP) |
| 6:00 | Registration opens |
| 6:30 | Advertised start time |
| 6:55 – 7:05 | Emmett Garcia, singer Opening performance |
| 7:05 – 7:10 | Joe Garcia, All Indian Pueblo Council Welcome by Tribal Leader |
| 7:10 – 7:15 | Andrea Quijada, Media Literacy Project Welcome & framing of the hearing |
| 7:15 – 7:25 | Loris Taylor, Native Public Media & Free Press Board Member (Big picture overview of the current debate and the future of the Internet. Introduces MOC) |
| 7:25 – 7:35 | MOC TBD (Sen. Udall and/or Rep. Lujan) |
| 7:35 - 7:40 | Geoffrey Blackwell, FCC Office of Native Affairs and Policy |
| 7:40 – 7:45 | amalia deloney, the Center for Media Justice (Universal access, open Internet and how they affect people outside of the Beltway. Introduces Commissioner Copps) |
| 7:45 – 8:00 | FCC Commissioner Michael Copps |
| 8:00 – 8:05 | Andrea Quijada, Media Literacy Project Intro short video |
| 8:05 – 8:55 | Thank speakers, reviews ground rules, facilitate public comment period & keeps time. |
| | Open Mic 90 second period at the open mic per person. 30- 35 ppl...15 from MLP, NCAI & local allies, 5 from FP, 15 onsite reg.? |

1/11/2011

Obtained by Judicial Watch, Inc. Via FOIA

| | |
|-------------|---|
| 8:55 – 9:00 | <i>We can extend the open mic period by a half hour if need be</i> Closing Remarks by FCC Commissioner Michael Copps (2 - 5 min each) |
| 9:00 – 9:02 | Andrea Quijada, Media Literacy Project Thank all speakers and participants |

Location: Albuquerque Journal Theater, National Hispanic Cultural Center, 1701 4th Street SW
Albuquerque, NM 87102

Date/Time: Tuesday, Nov. 16, 2010, published start time 6:30 p.m., actual start time 7 p.m.

Featured Speakers: **FCC Commissioner Michael Copps** (*All FCC commissioners are invited to speak, and other New Mexico elected officials have also received invitations to speak. Additional speakers will be announced as they are confirmed.*)

Event page: <http://www.savetheinternet.com/ABQhearing>

Contact information:

Free Press Contact, Misty Perez Truedson, Associate Outreach Director, Exemption 6 Exemption 6

Free Press Contact, Jennifer Ettinger, Media Coordinator, Exemption 6 Exemption 6

Media Literacy Project, Andrea Quijada, Executive Director, Exemption 6 Exemption 6

The Center for Media Justice, amalia deloney, Grassroots Policy Director, Exemption 6
amalia@centerformediajustice.org

Libby Reinish
Program Coordinator
Free Press :: www.freepress.net
SaveTheNews :: www.savethenews.org
Phone: Exemption 6

National Conference for Media Reform
Boston, April 8-10, 2011
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Margaret McCarthy

From: Jennifer Ettinger [Exemption 6]
Sent: Wednesday, November 10, 2010 2:17 PM
To: Margaret McCarthy
Subject: Re: op-ed

I think 600 would be the max they would take. Is it possible to trim? If not I'm sure 25 extra words is fine and I can work with the Journal.

Please excuse any typos.

----- Reply message -----

From: "Margaret McCarthy" <Margaret.McCarthy@fcc.gov>
Date: Wed, Nov 10, 2010 2:13 pm
Subject: op-ed
To: "Jennifer Ettinger" <[Exemption 6]>

Hi Jenn - I am working with a draft that is about 625 words. Does that sound ok in terms of length or should we be aiming for something shorter? Thank you!

-----Original Message-----

From: Jennifer Ettinger [Exemption 6]
Sent: Tuesday, November 09, 2010 7:25 PM
To: Margaret McCarthy
Subject: RE: op-ed

Friday is great!
Thanks!

From: Margaret McCarthy [Margaret.McCarthy@fcc.gov]
Sent: Tuesday, November 09, 2010 7:13 PM
To: Jennifer Ettinger
Subject: RE: op-ed

Fantastic, thank you Jenn. I think John said we owe you the oped by Friday?

-----Original Message-----

From: Jennifer Ettinger [Exemption 6]
Sent: Tuesday, November 09, 2010 7:12 PM
To: Margaret McCarthy
Subject: op-ed

Hi Margaret,
I got your message, sorry I was in meetings this afternoon. I didn't catch the end of your phone number, so I'm responding via email! I can definitely take care of the placement in the Albuquerque Journal, just wanted to make sure I wasn't stepping on your toes. Thanks so much for handling the drafting, and for working with us on this!
Best,
Jenn

1/11/2011

From: Jennifer Ettinger [REDACTED] Exemption 6
Sent: Thursday, November 11, 2010 12:25 PM
To: John Giusti
Cc: Misty Perez; Margaret McCarthy
Subject: Agenda & speaker follow up

Attachments: NM Hearing Agenda Simple .docx



VM Hearing Agenda
Simple .docx...

Hi John,
Here is the latest version of the agenda. Amalia will introduce the Commissioner, and then we will move right into public testimony.
Best,
Jenn

Agenda for the Public Hearing on the Future of the Internet

Tuesday, Nov. 16, 2010, 6:30 p.m.

Albuquerque Journal Theater, National Hispanic Cultural Center,
1701 4th Street SW, Albuquerque, NM 87102

- 6:00 Doors Open
- 6:55 Opening Performance, **Emmet Garcia**
- 7:00 Welcome, **Joe Garcia**, All Pueblo Indian Council
Andrea Quijada, Media Literacy Project
- 7:05 Speaking Program Featuring:
Loris Taylor, Native Public Media
Geoffrey Blackwell, FCC Office of Native Affairs and Policy
NM State Rep. Antonio Maestas
U.S. Rep. Martin Heinrich
amalia deloney, Center for Media Justice)
- 7:45 **Federal Communications Commissioner Michael Copps**
- 8:00 **Public Comment Period**
- 8:55 Closing Remarks: FCC Commissioner Michael Copps

Margaret McCarthy

From: Jennifer Ettinger [Exemption 6]
Sent: Friday, November 12, 2010 4:18 PM
To: Joshua Cinelli
Cc: Margaret McCarthy; John Giusti; Misty Perez
Subject: RE: Op-Ed

Thank you all for your help on this! The oped looks great and I've sent it to the Journal. I added Center for Media Justice as a cohost in the last paragraph, but otherwise all the details were correct.
Jenn

From: Joshua Cinelli [mailto:Joshua.Cinelli@fcc.gov]
Sent: Friday, November 12, 2010 4:13 PM
To: Jennifer Ettinger
Cc: Margaret McCarthy; John Giusti
Subject: Op-Ed

Attached is the commissioner's Op-Ed. Margaret asked if you would be so kind as to triple check all the event details in the last paragraph.

Give me a buzz if you need anything else. Thanks.

Joshua

Direct: 418-2007

1/11/2011

From: Jennifer Ettinger [REDACTED] Exemption 6
Sent: Monday, November 15, 2010 9:05 AM
To: John Giusti; Margaret McCarthy; Joshua Cinelli
Subject: FW: Oped: Open Internet Needed for All

Oped ran today! I will grab paper copies this morning.
Thanks so much for working on this!
Jenn.

Albuquerque Journal

Monday, November 15, 2010

Open Internet Needed for All

By Michael J. Copps
Federal Communications Commissioner

The Internet was born on openness, has flourished on openness and depends on openness to realize its full potential. And its potential is so great. This incredible technology intersects with just about every great challenge confronting our nation — whether it's jobs, education, energy, climate change and the environment, news, international competitiveness, health care or equal opportunity.

There's no solution for any of these challenges that does not have a broadband component to it. We now have a technology with near limitless potential and are just beginning to truly harness its full ability.

But online freedom of Americans is at risk.

Right now, there are a few companies that have the ability to control what we see and do online, with or without our knowledge. The players that control access to the wonders of the Internet tell us not to worry because surely they can agree among themselves to behave appropriately. History teaches us, however, that when technological capability to exercise control combines with a financial incentive to do so, some will try to turn this power to their own advantage.

So how can we say with certainty that their business plans and network engineering are not going to interfere with our online freedom?

Some of us at the Federal Communications Commission have been considering how to ensure that we all continue to have access to lawful information, services and applications available on the Internet, without their service provider blocking or degrading such access or favoring some content (such as their own) over others.

This is not about regulating the Internet. This is about ensuring that consumers — rather than gatekeeper corporations — maintain control over their online experience. Consumers need the FCC as referee to call the fouls when the free market is being manipulated — and to ensure that every American can reap the benefits of the open Internet. Too often it is the individuals who stand to gain the most from the tools and technologies of the 21st century that are being left behind.

I am reminded as I head to the National Congress of American Indians this week in Albuquerque that less than 10 percent of Indian Country has broadband access and 30 percent of Native American households don't even have access to basic telephone service.

That's not just unacceptable, it's a national disgrace. America cannot afford to have a digital divide between haves and have-nots or between those living in big cities and rural areas or tribal lands.

The conversation about bringing broadband to every corner of the country and protecting consumers and their access to the open Internet is an important one — one that should not occur just in Washington, D.C. After all, this is about keeping the Internet open for new entrants, small companies and people of all backgrounds across our great nation. This is about people with limited access to capital and about minorities and women, people living on tribal lands or in inner cities, who have waited for too long for real opportunities in the traditional communications space to have equal opportunities on the Internet.

So that's why I'm here in Albuquerque: to hear from you. I'll be participating in a town hall meeting to discuss the future of the Internet with the public organized by Free Press, the Center for Media Justice and the Media Literacy Project. I hope you'll join us on Tuesday beginning at 6:30 p.m. at the Albuquerque Journal Theater in the National Hispanic Cultural Center, 1701 4th Street SW.

Read more: ABQJOURNAL OPINION/GUEST_COLUMNS: Open Internet Needed for All
http://www.abqjournal.com/opinion/guest_columns/15225846opinion11-15-10.htm#ixzz15MKJtzKf

--
To post to this group, send email to fp-news-feed@googlegroups.com For more options, visit this group at <http://groups.google.com/group/fp-news-feed?hl=en?hl=en>

Margaret McCarthy

From: Jennifer Ettinger [Exemption 6]
Sent: Wednesday, November 17, 2010 11:19 AM
To: Margaret McCarthy
Subject: Re: thanks

No worries everything came out great and the event was fantastic!

Please excuse any typos.

----- Reply message -----

From: "Margaret McCarthy" <Margaret.McCarthy@fcc.gov>
Date: Wed, Nov 17, 2010 9:03 am
Subject: thanks
To: "Jennifer Ettinger" <[Exemption 6]>

Hi Jenn – I am just back in the office today and got your voice message about the oped. Sorry for any last minute scramble we caused you! Thanks again for all your help. I heard that there were 400 people there last night? Sounds like it was a great event.

Thanks again,
Margaret

1/21/2011

27

From: Jennifer Ettinger [Exemption 6]
Sent: Thursday, November 18, 2010 5:39 PM
To: Joshua Cinelli
Cc: Margaret McCarthy; John Giusti
Subject: Oped PDF

Attachments: abq_copps_oped_0001.pdf



abq_copps_oped_0001.pdf (134 K...

Here is a PDF of the oped that ran on Monday.
Thank you again!
Jenn



November 15, 2010

Open Internet Needed for All

BY MICHAEL J. COPPS
Federal Communications
Commissioner

The Internet was born on openness, has flourished on openness and depends on openness to realize its full potential. And its potential is so great.

This incredible technology intersects with just about every great challenge confronting our nation — whether it's jobs, education, energy, climate change and the environment, news, international competitiveness, health care or equal opportunity.

There's no solution for any of these challenges that does not have a broadband component to it. We now have a technology with near limitless potential and are just beginning to truly harness its full ability.

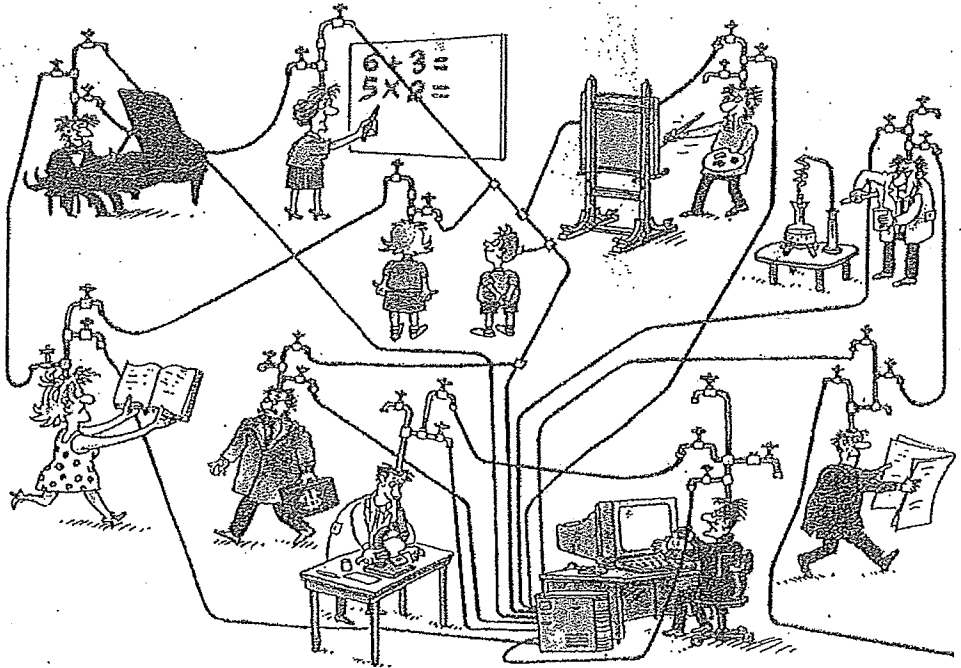
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companies and people of all backgrounds across our great nation. This is about people with limited access to capital and about minorities and women, people living on tribal lands or in inner cities, who have waited for too long for real opportunities in the traditional communications space to have equal opportunities on the Internet.

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Margaret McCarthy

From: Jennifer Ettinger [Exemption 6]
Sent: Wednesday, November 24, 2010 4:25 PM
To: Margaret McCarthy
Subject: Out of Office: albuquerque archive webcast?

Hello,

I am out of the office until Nov. 30 for the Thanksgiving holiday. I will not be checking email with any regularity. If this is urgent, please leave me a message at [Exemption 6], and I will try my best to get back to you. Thanks!

Jenn

1/21/2011

From: Misty Perez [REDACTED] Exemption 6
Sent: Thursday, November 11, 2010 2:27 PM
To: Jennifer Ettinger; John Giusti
Cc: Margaret McCarthy
Subject: RE: Agenda & speaker follow up

Attachments: NM Hearing Agenda and Contact Info.doc



VM Hearing Agenda
and Contact ...

Hi John & Margaret,
Please let us know if you have any additional questions about Tuesday. I also want to be sure the allotted time (10-15 min) we have outlined for Commissioner Copps' remarks reflects what you and the Commissioner were planning for.

It's our hope that Commissioner Copps will arrive by 6:15 p.m. and be available for press interview prior to the event.

I also wanted to let you know that we will have a separate green room at this event for speakers and staff and there will be food available prior to the event.

Will one of you be attending the hearing with Commissioner Copps? I hope to meet both of you in person if possible.

Best,
Misty

[REDACTED] exemption 6 (cell)

Misty Perez Truedson
Associate Outreach Director
Free Press :: www.freepress.net
[REDACTED] Exemption 6

National Conference for Media Reform
Boston, April 8-10, 2011
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-----Original Message-----

From: Jennifer Ettinger
Sent: Thursday, November 11, 2010 12:25 PM
To: john.giusti@fcc.gov
Cc: Misty Perez; Margaret McCarthy (Dorgan) (margaret.mccarthy@fcc.gov)
Subject: Agenda & speaker follow up

Hi John,
Here is the latest version of the agenda. Amalia will introduce the Commissioner, and then we will move right into public testimony.
Best,
Jenn.

Agenda for the Public Hearing on the Future of the Internet

Obtained by: [redacted] on 11/16/2010

Tuesday, Nov. 16, 2010, 7 p.m.

Albuquerque Journal Theater, National Hispanic Cultural Center,
1701 4th Street SW, Albuquerque, NM 87102

| | |
|-------------|--|
| 2:00 | Set up (MLP, CMJ, FP) |
| 5:15 | Volunteers Arrive |
| 5:30 – 5:50 | Volunteer Training (Libby Reinish, FP) |
| 6:00 | Press Availability with FCC Commissioner Michael Copps & other speakers that are available (Jenn Ettinger, FP) |
| 6:00 | Registration opens (Libby Reinish, FP & volunteers) |
| 6:30 | Advertised start time |
| 6:55 – 7:00 | Emmett Garcia, singer Opening performance |
| 7:00 – 7:05 | Joe Garcia, All Indian Pueblo Council Welcome |
| 7:05 – 7:10 | Andrea Quijada, Media Literacy Project Welcome, framing of the hearing, reminder about video testimony & introduces Loris Taylor |
| 7:10 – 7:20 | Loris Taylor, Native Public Media & Free Press Board Member (Big picture overview of the current debate and the future of the Internet. Introduces MOC) |
| 7:20 – 7:27 | Antonio Maestas, NM State Representative, District 16 (Video or staffer TBD: Sen. Udall and/or Rep. Lujan) |
| 7:27 – 7:34 | Martin Heinrich, U.S. Representative, NM, District 1 |
| 7:34 – 7:35 | Andrea Quijada, Media Literacy Project Thanks Rep. Maestas & introduces Geoffrey Blackwell |
| 7:35 - 7:40 | Geoffrey Blackwell, Office of Native Affairs and Policy at the FCC |
| 7:40 – 7:45 | amalia deloney, the Center for Media Justice Thank Geoffrey Blackwell Universal access, open Internet and how they affect people outside of the Beltway. Introduces Commissioner Copps |
| 7:45 – 8:00 | Michael Copps, FCC Commissioner |
| 8:00 – 8:05 | Andrea Quijada, Media Literacy Project Thank speakers, reviews ground rules, facilitate public comment period & keeps time Intro short video |
| 8:05 – 8:55 | Open Mic 90 second period at the open mic per person. 30- 35 people. |
| 8:55 – 9:00 | Closing Remarks by Michael Copps, FCC Commissioner (2 - 5 min each) |
| 9:00 – 9:02 | Andrea Quijada, Media Literacy Project Thank all speakers and participants |

Location: Albuquerque Journal Theater, National Hispanic Cultural Center, 1701 4th Street SW
Albuquerque, NM 87102

Date/Time: Tuesday, Nov. 16, 2010, published start time 6:30 p.m., actual start time 7 p.m.

Featured Speakers: FCC Commissioner **Michael Copps**; **Joe Garcia**, chairman, All Indian Pueblo Council; **Loris Taylor**, executive director, Native Public Media; **Rep. Antonio Maestas**, NM, District 16 and **Geoffrey Blackwell**, chief of the Office of Native Affairs and Policy at the FCC. (All FCC commissioners are invited to speak, and other New Mexico elected officials have also received invitations to speak.)

Event page: <http://www.savetheinternet.com/ABQhearing>

Contact information:

Free Press Contact, Misty Perez Truedson, Associate Outreach Director

Exemption 6

Press Inquiries:

Free Press Contact, Jennifer Ettinger, Media Coordinator,

Exemption 6

Media Literacy Project, Andrea Quijada, Executive Director,

Exemption 6

Margaret McCarthy

From: Misty Perez [Exemption 6]
Sent: Wednesday, November 24, 2010 5:20 PM
To: John Giusti; Margaret McCarthy
Cc: Libby Reinish; Jennifer Ettinger
Subject: Thank you
Attachments: Thank you Commissioner Copps.pdf

Dear John & Margaret,

I'm writing to thank you and Commissioner Copps for your support and contributions to the hearing on the Future of the Internet in New Mexico. The hearing was a great success and we are all thrilled with the outcomes. We hope that Commissioner Copps enjoyed participating in the event and that both of you enjoyed viewing the event online.

We are compiling the video footage of the event, additional video testimonies we took before the event and written testimony we collected at the event to share with you. As soon as the materials are ready we will send them over. There are some links at the bottom of this email that include video of the event, photos and our blog post.

Attached and below is a personal thank you letter to Commissioner Copps.

Happy Thanksgiving,
Misty

Dear Commissioner Copps,

Thank you for participating in the public hearing on the Future of the Internet last week in New Mexico. Just like in Minneapolis, attendance at the Albuquerque event blew our projections out of the water. The event was an overwhelming success, and all of us at Free Press, Media Literacy Project, and the Center for Media Justice are thrilled with the outcome. Your powerful remarks added so much to the conversation.

We hope you enjoyed hearing directly from members of the public about their vision for the future of the Internet. Some powerful themes emerged from the testimony we heard from residents of the largely rural and poor state of New Mexico. People are truly passionate about protecting the Internet for themselves and future generations. You've long been a public interest champion, and we have no doubt that you will continue to represent and protect the public in D.C. We hope that the testimonies shared at the hearing highlighted the critical importance of that work.

On behalf of everybody at Free Press, the Media Literacy Project, and the Center for Media Justice, thank you.

Sincerely,

Misty Perez Truedson
Associate Outreach Director
Free Press
www.freepress.net

Andrea Quijada
Executive Director
Media Literacy Project
www.nmmlp.org

1/21/2011

Obtained by Judicial Watch, Inc. Via FOIA

amalia deloney
Center for Media Justice
Grassroots Policy Director
www.centerformediajustice.org

P.S. Video of the event can be found here: <http://www.youtube.com/watch?v=k16070louPo>

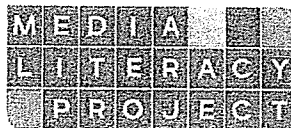
Here's our blog post summarizing the event: <http://www.savetheinternet.com/blog/10/11/17/slampoetry-and-stories-shine-new-mexico-internet-hearing>

Here are photos from amalia deloney, of the Center for Media Justice and volunteer Ben Byrne:

<http://www.flickr.com/search/?s=int&w=all&q=%23internethm&m=text>

Misty Perez Truedson
Associate Outreach Director
Free Press :: www.freepress.net
Exemption 6

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November 23, 2010

FCC Commissioner Michael Copps
Federal Communications Commission
445 12th St., SW
Washington, DC 20554

Dear Commissioner Copps,

Thank you for participating in the public hearing on the Future of the Internet last week in New Mexico. Just like in Minneapolis, attendance at the Albuquerque event blew our projections out of the water. The event was an overwhelming success, and all of us at Free Press, Media Literacy Project, and the Center for Media Justice are thrilled with the outcome. Your powerful remarks added so much to the conversation.

We hope you enjoyed hearing directly from members of the public about their vision for the future of the Internet. Some powerful themes emerged from the testimony we heard from residents of the largely rural and poor state of New Mexico. People are truly passionate about protecting the Internet for themselves and future generations. You've long been a public interest champion, and we have no doubt that you will continue to represent and protect the public in D.C. We hope that the testimonies shared at the hearing highlighted the critical importance of that work.

On behalf of everybody at Free Press, the Media Literacy Project, and the Center for Media Justice, thank you.

Sincerely,

Misty Perez Truedson
Associate Outreach Director
Free Press
www.freepress.net

Andrea Quijada
Executive Director
Media Literacy Project
www.nmmlp.org

amalia deloney
Center for Media Justice
Grassroots Policy Director
www.centerformediajustice.org

P.S. Video of the event can be found here: <http://www.youtube.com/watch?v=k16070louPo>

Here's our blog post summarizing the event: <http://www.savetheinternet.com/blog/10/11/17/slam-poetry-and-stories-shine-new-mexico-internet-hearing>

Here are photos from amalia deloney, of the Center for Media Justice and volunteer Ben Byrne: <http://www.flickr.com/search/?s=int&w=all&q=%23internetnm&m=text>

Margaret McCarthy

From: Mike Copps on behalf of Michael Copps
Sent: Monday, November 29, 2010 3:52 PM
To: John Giusti; Margaret McCarthy
Subject: FW: ex parte letter
Attachments: Ex parte letter -- Copps JS _11-29-10_.pdf

fyi

From: Aparna Sridhar [mailto:Exemption 6]
Sent: Monday, November 29, 2010 12:30 PM
To: Michael Copps
Cc: Josh Silver
Subject: ex parte letter

Dear Commissioner Copps:

Please find attached an ex parte letter documenting your conversation with Josh this weekend. I hope you are very well and look forward to talking sometime soon.

Best,

Aparna Sridhar
Policy Counsel
Free Press :: www.freepress.net
Exemption 6

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washington, dc 20001
tel 202.265.1490
fax 202.265.1489



November 29, 2010

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

Re: Notice of Oral *Ex Parte* Communication
***Preserving the Open Internet*, GN Docket No. 09-191**
***Broadband Industry Practices*, WC Docket No. 07-52**

Dear Ms. Dortch:

We submit this notice in compliance with Section 1.1206(b) of the Commission's rules.

On November 28, 2010, Josh Silver, President and CEO of Free Press, had a discussion via telephone with Commissioner Michael J. Copps.

The two discussed the Commission's ongoing efforts to establish open Internet rules. Consistent with our prior filings, Silver emphasized that a strong net neutrality rule is critical to preserving the Internet as a vibrant forum for speech, commerce, innovation, and cultural expression. He emphasized that paid prioritization agreements between content providers and broadband access providers fundamentally harm the public interest, and that an effective rule will protect the use of both wireless and wireline connections. He also stated that the rule should not contain unnecessary loopholes that swallow its effectiveness.

Very truly yours,

_____/s/_____

Aparna Sridhar
Policy Counsel

cc: Commissioner Michael J. Copps

Margaret McCarthy

From: John Giusti
Sent: Thursday, November 11, 2010 6:16 AM
To: 'mperez(Exemption 6)
Cc: 'jettinger(Exemption 6); Margaret McCarthy
Subject: NM

My apologies if you have already relayed this information. Can you tell me who is introducing the Commissioner? It looks like he immediately follows Amalia Deloney, but wasn't sure if it was her or Andrea Quijada introducing him. Also, what is the status of the MOC segment? I believe that nobody could make it, but wasn't sure if there was a video or someone reading a letter? I'm sure Copps will want to acknowledge.

From: Misty Perez <(Exemption 6)>
To: John Giusti
Cc: Jennifer Ettinger <(Exemption 6)>
Sent: Tue Nov 02 09:35:34 2010
Subject: Op-ed in NM

Hi John,
I hope you are doing well. I wanted to e-introduce you to my colleague Jenn Ettinger. Jenn is working on our press strategy for the hearing in New Mexico and would like to work with you and Commissioner Copps to place an Op-ed in advance of the hearing on Nov. 16.

Would Commissioner Copps be interested drafting an Op-ed in advance of the hearing? It's a great way to get the word out and to spark conversations in advance of the event.

Please connect directly with Jenn on this. Jenn feel free to fill in anything that I may have missed.

Best,
Misty

Misty Perez Truedson
Associate Outreach Director
Free Press :: www.freepress.net
(Exemption 6)

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Margaret McCarthy

From: John Giusti
Sent: Monday, November 15, 2010 1:00 PM
To: Margaret McCarthy; Mike Copps
Subject: FW: Oped: Open Internet Needed for All

Margaret,

Can you let the Commissioner know about this dinner invite with the Free Press folks? It may be a bit late for him to go to dinner afterward if he has to do the keynote the following morning, but wanted to let him know about it.

-----Original Message-----

From: Jennifer Ettinger [REDACTED] Exemption 6
Sent: Monday, November 15, 2010 12:52 PM
To: John Giusti
Subject: RE: Oped: Open Internet Needed for All

Will you be staffing the Commissioner tomorrow?

Also, we have a dinner plan for after the event, and we would love for you and the Commissioner to attend. It will be at Serafin's Chile Hut at 3718 Central SE AVE Albuquerque, NM 87108. We'll have the restaurant to ourselves and a buffet dinner and drinks.

Jenn

From: John Giusti [John.Giusti@fcc.gov]
Sent: Monday, November 15, 2010 9:36 AM
To: Jennifer Ettinger; Margaret McCarthy; Joshua Cinelli
Subject: Re: Oped: Open Internet Needed for All

That is great. Thank you for everything.

----- Original Message -----

From: Jennifer Ettinger [REDACTED] Exemption 6
To: John Giusti; Margaret McCarthy; Joshua Cinelli
Sent: Mon Nov 15 09:05:17 2010
Subject: FW: Oped: Open Internet Needed for All

Oped ran today! I will grab paper copies this morning.
Thanks so much for working on this!
Jenn

Albuquerque Journal

Monday, November 15, 2010

Open Internet Needed for All

By Michael J. Copps
Federal Communications Commissioner

The Internet was born on openness, has flourished on openness and depends on openness to realize its full potential. And its potential is so great. This incredible technology intersects with just about every great challenge confronting our nation — whether it's jobs, education, energy, climate change and the environment, news, international competitiveness, health care or equal opportunity.

There's no solution for any of these challenges that does not have a broadband component to it. We now have a technology with near limitless potential and are just beginning to

truly harness its full ability. Obtained by Judicial Watch, Inc. Via FOIA

But online freedom of Americans is at risk.

Right now, there are a few companies that have the ability to control what we see and do online, with or without our knowledge. The players that control access to the wonders of the Internet tell us not to worry because surely they can agree among themselves to behave appropriately. History teaches us, however, that when technological capability to exercise control combines with a financial incentive to do so, some will try to turn this power to their own advantage.

So how can we say with certainty that their business plans and network engineering are not going to interfere with our online freedom?

Some of us at the Federal Communications Commission have been considering how to ensure that we all continue to have access to lawful information, services and applications available on the Internet, without their service provider blocking or degrading such access or favoring some content (such as their own) over others.

This is not about regulating the Internet. This is about ensuring that consumers — rather than gatekeeper corporations — maintain control over their online experience. Consumers need the FCC as referee to call the fouls when the free market is being manipulated — and to ensure that every American can reap the benefits of the open Internet. Too often it is the individuals who stand to gain the most from the tools and technologies of the 21st century that are being left behind.

I am reminded as I head to the National Congress of American Indians this week in Albuquerque that less than 10 percent of Indian Country has broadband access and 30 percent of Native American households don't even have access to basic telephone service.

That's not just unacceptable, it's a national disgrace. America cannot afford to have a digital divide between haves and have-nots or between those living in big cities and rural areas or tribal lands.

The conversation about bringing broadband to every corner of the country and protecting consumers and their access to the open Internet is an important one — one that should not occur just in Washington, D.C. After all, this is about keeping the Internet open for new entrants, small companies and people of all backgrounds across our great nation. This is about people with limited access to capital and about minorities and women, people living on tribal lands or in inner cities, who have waited for too long for real opportunities in the traditional communications space to have equal opportunities on the Internet.

So that's why I'm here in Albuquerque: to hear from you. I'll be participating in a town hall meeting to discuss the future of the Internet with the public organized by Free Press, the Center for Media Justice and the Media Literacy Project. I hope you'll join us on Tuesday beginning at 6:30 p.m. at the Albuquerque Journal Theater in the National Hispanic Cultural Center, 1701 4th Street SW.

Read more: ABQJOURNAL OPINION/GUEST_COLUMNS: Open Internet Needed for All
http://www.abqjournal.com/opinion/guest_columns/15225846opinion11-15-10.htm#ixzz15MKJtzKf

--

To post to this group, send email to fp-news-feed@googlegroups.com For more options, visit this group at <http://groups.google.com/group/fp-news-feed?hl=en?hl=en>

Margaret McCarthy

From: John Giusti
Sent: Tuesday, November 30, 2010 7:02 PM
To: 'Joel Kelsey'; Margaret McCarthy
Subject: RE: Commissioner Quote

Awesome. What's the best number to call you on? Just tried to your office.

From: Joel Kelsey [mailto:jkelsey@freepress.net]
Sent: Tuesday, November 30, 2010 6:21 PM
To: John Giusti; Margaret McCarthy
Subject: Commissioner Quote

A quick note to let you know this piece of the statement made the rounds in the office today, and really fired people up:

"I suppose you can't blame companies for seeking to protect their own interests. But you can blame policy-makers if we let them get away with it. Deal-making between big Internet players is not policy-making for the common good. Special interests are not the public interest. Stockholders are not the only stakeholders. I will not settle—you should not settle—for gatekeepers of the Internet striking deals that exchange Internet freedom—yours and mine—for bloated profits on their quarterly reports to Wall Street."

Let's catch up today or tomorrow. I'm around all night.

JK

Joel Kelsey
Political Adviser
Free Press :: freepress.net
202. [Exemption 6]

reform media. transform democracy.

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Margaret McCarthy

From: John Giusti
Sent: Friday, December 10, 2010 5:19 PM
To: 'Aparna Sridhar'; Margaret McCarthy
Subject: RE: phone numbers

Mine is exemption 6

From: Aparna Sridhar Exemption 6
Sent: Friday, December 10, 2010 5:04 PM
To: John Giusti; Margaret McCarthy
Subject: phone numbers

Hi Margaret and John –

Here are our numbers: Joel can be reached at exemption 6, and I'm can be reached at exemption 6

Talk to you both soon –

Aparna Sridhar
Policy Counsel
Free Press :: www.freepress.net
202 Exemption 6

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Margaret McCarthy

From: John Giusti
Sent: Tuesday, December 14, 2010 4:51 PM
To: 'Aparna Sridhar'; Margaret McCarthy
Cc: Joel Kelsey
Subject: RE: chat this afternoon

We will call you after a 5 p.m. meeting. Been caught up in stuff, but definitely would love to chat.

From: Aparna Sridhar [mailto:Exemption 6]
Sent: Monday, December 13, 2010 3:55 PM
To: John Giusti; Margaret McCarthy
Cc: Joel Kelsey
Subject: chat this afternoon

Hey John and Margaret –

Do you guys have a couple moments to chat this afternoon around 5? It should be relatively quick.

Aparna Sridhar
Policy Counsel
Free Press :: www.freepress.net
202- Exemption 6

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Margaret McCarthy

From: Aparna Sridhar [Exemption 6]
Sent: Tuesday, November 16, 2010 2:53 PM
To: Margaret McCarthy; John Giusti
Cc: Joel Kelsey
Subject: RE: meeting this week

Oops, my email crossed with Margaret's. See you guys at 10:30 Friday.

Aparna Sridhar
Policy Counsel
Free Press :: www.freepress.net
202- [Exemption 6]

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From: Margaret McCarthy [mailto:Margaret.McCarthy@fcc.gov]
Sent: Tuesday, November 16, 2010 2:46 PM
To: John Giusti; Aparna Sridhar
Cc: Joel Kelsey
Subject: Re: meeting this week

Looks like that works for me - I am free until lunch on Friday.

From: John Giusti
To: 'Aparna Sridhar' <[Exemption 6]>; Margaret McCarthy
Cc: Joel Kelsey <[Exemption 6]>
Sent: Tue Nov 16 14:42:06 2010
Subject: RE: meeting this week

How about 10:30 am on Friday? I will double-check the time with Margaret who is in Atlanta for NARUC.

From: Aparna Sridhar [mailto:[Exemption 6]]
Sent: Tuesday, November 16, 2010 2:38 PM
To: John Giusti; Margaret McCarthy
Cc: Joel Kelsey
Subject: meeting this week

Hi John and Margaret -

Hope you both are doing well! Writing to see if you have time to catch up with me and Joel on net neutrality issues later this week. Perhaps early Thursday morning or anytime Friday except around lunch would work? Let us know.

Best,

1/21/2011

Aparna Sridhar

Policy Counsel

Free Press :: www.freepress.net

202- [REDACTED] Exemption 6

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Boston, April 8-10, 2011

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1/21/2011

56

Margaret McCarthy

From: Aparna Sridhar [REDACTED] Exemption 6
Sent: Friday, December 10, 2010 5:04 PM
To: John Giusti; Margaret McCarthy
Subject: phone numbers

Hi Margaret and John –

Here are our numbers: Joel can be reached at 646 401 1030, and I'm can be reached at 617 416 1471.

Talk to you both soon –

Aparna Sridhar
Policy Counsel
Free Press :: www.freepress.net
202-265-1490 x 21

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1/21/2011

57

Margaret McCarthy

From: Aparna Sridhar [Exemption 6]
Sent: Monday, December 13, 2010 5:24 PM
To: John Giusti; Margaret McCarthy
Cc: Derek Turner; Joel Kelsey
Subject: ex parte from our conversations Friday
Attachments: Ex parte letter -- Giusti DT, JK, AS _12-10-10_.pdf

Dear John and Margaret –

Attached is the ex parte letter we filed in connection with our conversations from Friday. Talk to you both soon.

Aparna Sridhar
Policy Counsel
Free Press :: www.freepress.net
[Exemption 6]

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1/21/2011

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washington, dc 20001
tel 202.265.1490
fax 202.265.1489



December 13, 2010

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

Re: Notice of Oral *Ex Parte* Communication
Preserving the Open Internet, GN Docket No. 09-191; Broadband
Industry Practices, WC Docket No. 07-52; Framework for Broadband
Internet Service, GN Docket No. 10-127

Dear Ms. Dortch:

We submit this notice in compliance with Section 1.1206(b) of the Commission's rules.

On December 10, 2010, Joel Kelsey, Political Adviser for Free Press, and I had two discussions via telephone with John Giusti, Chief of Staff to Commissioner Michael J. Copps, and Margaret McCarthy, Wireline Policy Advisor to Commissioner Copps. In the second phone call, we were joined by Derek Turner, Research Director for Free Press.

In both conversations, we discussed the Commission's ongoing efforts to establish open Internet rules. Our presentations were consistent with our prior filings. In the first conversation, we principally discussed the importance of defining the term "broadband Internet access service" as broadly as possible, so as to prevent the possibility that a narrow definition would create significant loopholes undermining the utility of the Commission's open Internet rules. We also suggested that the Commission's authority to make these rules would be strengthened if the Commission classified broadband Internet connectivity as a telecommunications service, and that the principal factual underpinnings justifying the Commission's 2002, 2005, and 2007 classification decisions no longer hold in 2010. In our second conversation, we reiterated the importance of defining the term "broadband Internet access" broadly, and we discussed the harms that would be caused by a rule that fails to ban paid prioritization agreements.

Very truly yours,

_____/s/_____

Aparna Sridhar
Policy Counsel

cc: John Giusti
Margaret McCarthy

Margaret McCarthy

From: Aparna Sridhar [Exemption 6]
Sent: Monday, December 13, 2010 8:18 PM
To: Margaret McCarthy; John Giusti
Subject: wireless ex parte
Attachments: Wireless Policy Framework Letter_Dec13 final.pdf

Dear Margaret and John –

I hope the two of you have managed to depart from the office. Attached is the ex parte we filed today laying out the arguments for regulatory parity in the wireless space. I hope it'll prove helpful to you both.

Best,

Aparna Sridhar
Policy Counsel
Free Press :: www.freepress.net
202-265-1490 x 21

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1/21/2011

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December 13, 2010

Chairman Julius Genachowski
Commissioner Michael J. Copps
Commissioner Robert M. McDowell
Commissioner Mignon Clyburn
Commissioner Meredith Attwell Baker
Federal Communications Commission
445 12th Street S.W.
Washington, DC 20554

Re: *Preserving the Open Internet*, GN Docket No. 09-191; *Broadband Industry Practices*, WC Docket No. 07-52; *Framework for Broadband Internet Service*, GN Docket No. 10-127

Dear Chairman Genachowski and Commissioners:

We write today to express concern with the Commission's pending proposal to depart from its own long-standing principles of technological neutrality by allowing mobile broadband carriers to engage in arbitrary blocking of content and applications.¹ We are concerned not only with the negative impact this decision will have on the Internet ecosystem, but also how this policy undermines and contradicts the Commission's overall broadband policy framework.

The Commission has placed substantial emphasis on wireless connections as important and emerging competitors in the broadband market. If the Commission fails to preserve the openness of wireless platforms, its active choice to close those platforms will ripple into the Internet ecosystem, resulting in more restricted Internet access than we have ever seen before. This policy choice is dangerous and arbitrary, and it has no defensible basis in engineering, law or economics. It is a policy designed to solve a political problem at the expense of the public interest. In this letter, we highlight the problems with this form of asymmetric regulation. We also suggest a coherent policy framework that preserves the principle of technological neutrality but enables the Commission to tailor the applications of its rules to particular circumstances.

¹ This letter's characterization of the draft Order in the Open Internet proceeding is based on numerous widely publicized press reports, each based on unattributed sources both within and external to the Commission. Many reports state that the draft Order's treatment of wireless networks mirrors that in never-introduced legislation by Rep. Henry Waxman (D-Calif.), filed in this proceeding earlier this month. See Letter from Henry A. Waxman, December 1, 2010.

Asymmetric regulation does not comport with either the Communications Act or the Commission's long-standing policy of technological neutrality. Indeed, it contradicts Chairman Genachowski's own stated preference for technology-neutral policies.

Both Congress and the Commission prefer technologically neutral communications policy. Specifically, both bodies recognize that differential treatment can distort markets, create arbitrage, and stifle competition. For example, in charging the Commission with the duty to encourage the deployment of advanced telecommunications capability, Congress specifically noted that "the term 'advanced telecommunications capability' is defined, **without regard to any transmission media or technology**, as high-speed, switched, broadband telecommunications capability that enables users to originate and receive high-quality voice, data, graphics, and video telecommunications **using any technology**" (*emphasis added*).² In 1996, Congress clearly endorsed a technologically neutral approach to broadband policy.

The Commission, too, has a long, bipartisan history of promoting technological neutrality. For example, as the Commission undertook the task of implementing the 1996 Telecommunications Act, it stated, "[t]echnological neutrality will allow the marketplace to direct the advancement of technology and all citizens to benefit from such development."³ Chairman Kevin Martin made technological neutrality a central guiding principle to his policy platform. In 2005, Chairman Martin stated:

[W]e [now] see[] cable companies providing voice service, telephone companies beginning to provide video services, and wireless companies providing Internet access services...What is the key to ensuring a bright future for these integrated service offerings? From a regulatory perspective, I believe that it is technological and competitive neutrality. As I have said on several occasions, all providers of the same service must be treated in a similar manner regardless of the technology that they employ.⁴

This policy continues with the current Commission. In formulating its long-term goals for broadband, the Commission has stated that "[r]egulatory policies must promote technological neutrality, competition, investment, and innovation."⁵ On the exact issue of how to apply nondiscrimination protections to wireless network, Chairman Genachowski has been quite clear. In a September 2009 speech, he said:

Even though each form of Internet access has unique technical characteristics, they are all are different roads to the same place. It is essential that the Internet itself remain open, however users reach it. The [open Internet principles] apply to the Internet however

² 47 U.S.C. § 1302(a).

³ *Federal-State Joint Board on Universal Service*, CC Docket No. 96-45, Report and Order, 12 FCC Rcd. 8776, ¶ 49 (1997).

⁴ Kevin J. Martin, Chairman, FCC, Remarks at TELECOM 05 Conference, United States Telecom Association, (Oct. 26, 2005).

⁵ See Federal Communications Commission Strategic Goals — Broadband, <http://www.fcc.gov/broadband/> (2010).

accessed, and I will ask my fellow Commissioners to join me in confirming this.⁶

When releasing the *Notice* in this proceeding, the Chairman reiterated this commitment to technological neutrality, stating, "openness is essential for the Internet however it's accessed. It doesn't make sense to have one Internet when your laptop is plugged into a wall and another when accessing the Internet through a wireless modem."⁷

In the Internet context, technological neutrality impacts investment incentives on both the network and applications sides of the market. A policy that allows wireless data providers to arbitrarily block certain applications or engage in discriminatory traffic management will result in these carriers under-investing in network capacity and over-investing in technologies designed to create artificial scarcity in order to facilitate rent-seeking behavior. This disparate treatment and the implicit authorization of discriminatory rent-seeking behavior in a concentrated market will further shift investment away from wireline networks, undermining the Commission's goal of bringing broadband to all Americans.

Further, the Commission's explicit authorization of outright blocking of applications will have drastic negative consequences for innovation in the mobile applications space. **For the first time, the Commission will be setting a policy of innovation *only* with permission.** Moreover, innovators must go through a very limited number of wireless providers in order to bring their products to market. Allowing wireless network operators to exert this level of control over a general-purpose infrastructure will cause great harm to innovation, which in turn will reduce the value of the service and harm overall investment.⁸ Had the Commission abandoned nondiscriminatory access requirements at the dawn of the Internet age, many innovations of the last twenty-plus years may never have come to market.

Disparate treatment of wireless networks undermines the Commission's entire broadband competition policy.

To the extent that the Commission has a policy framework to address the suboptimal competition problems in the oligopoly broadband market, that policy rests on facilitating greater intermodal competition. But with the *Open Internet* Order, the Commission appears poised to undermine any hope that wireless networks can serve as an adequate substitute to wireline networks.

Since the adoption of the 2003 *Triennial Review Order*, the Commission has relied on facilities-

⁶ Julius Genachowski, Chairman, FCC, Preserving a Free and Open Internet: A Platform for Innovation, Opportunity, and Prosperity, Remarks Before the Brookings Institution (Sept. 21, 2009), *available at* http://www.brookings.edu/~media/Files/events/2009/0921_broadband_communications/20090921_genachowski_prepared.pdf.

⁷ See Statement of Chairman Julius Genachowski, *Preserving the Open Internet*, GN Docket No. 09-191; *Broadband Industry Practices*, GN Docket 07-52, Notice of Proposed Rulemaking, 24 FCC Rcd. 13064 (2009).

⁸ See generally BARBARA VAN SCHEWICK, *INTERNET ARCHITECTURE AND INNOVATION* (2010).

based, or intermodal, competition to drive competition among broadband providers.⁹ Industry participants require significant capital and experience significant fixed costs, which made this a risky policy — indeed, the market for facilities-based broadband access has all the features of a natural monopoly. As a result, the Commission's approach made risky policy. History shows, and the National Broadband Plan confirms, that it is highly unlikely that greater wired competition will come to the U.S. broadband market, and as the market moves towards greater speeds, competition in the wired space will likely decrease.¹⁰

The current Commission, like those before it, seems reluctant to even explore the need for a comprehensive competition policy framework. Thus, to the extent that consumers are to see any relief from the harms of this duopoly market, that hope has to come from the often-touted wireless "third pipe." Chairman Genachowski summed up this policy platform earlier this year in an interview with *Wired*:

There are reasons, absolutely, to be concerned [about the lack of competition]. The barriers to entry in this area are high. Building networks is very expensive; you can't do it as an entrepreneur in your garage. A reason to be hopeful lies in the potential of global broadband to provide more competition throughout the ecosystem. As the next generation of mobile broadband rolls out, if we can get it to roll out quickly, if it rolls out universally, and if it hits high enough speeds, it could become a legitimate substitute for people who have wired broadband, in the way that wireless telephone service is becoming a substitute for wired, and that's providing some competition.¹¹

This policy of hope that the increased availability of wireless broadband access will cure our competition ills is nothing new.¹² The National Broadband Plan did not predict whether or not

⁹ See *Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers; Implementation of the Local Competition Provisions of the Telecommunications Act of 1996; Deployment of Wireline Services Offering Advanced Telecommunications Capability*, CC Docket Nos. 01-338, 96-98, 98-147, Report and Order and Order on Remand and Further Notice of Proposed Rulemaking, 18 FCC Rcd. 16978 (2003) (*Triennial Review Order*).

¹⁰ See Federal Communications Commission, *Connecting America: the National Broadband Plan* 37 (2010) (*National Broadband Plan*), available at <http://download.broadband.gov/plan/national-broadband-plan.pdf> ("Given that approximately 96% of the population has at most two wireline providers, there are reasons to be concerned about wireline broadband competition in the United States. Whether sufficient competition exists is unclear and, even if such competition presently exists, it is surely fragile.") On the subject of future competition for high-capacity services, the plan notes that "in areas that include 75% of the population, consumers will likely have only one service provider (cable companies with DOCSIS 3.0-enabled infrastructure) that can offer very high peak download speeds." *Id.* at 42.

¹¹ Steven Levy, *The Wired Interview: FCC Chair Julius Genachowski on Broadband, Google and His iPhone*, WIRED, March 4, 2010.

¹² Just as Chairman Genachowski tells consumers that 4G wireless networks will emerge as competitors to wired broadband, prior Commissioners said the same thing about 3G networks. See, e.g., *Appropriate Regulatory Treatment for Broadband Access to the Internet over Wireless Networks*, WT Docket No. 07-53, Declaratory Ruling, 22 FCC Rcd. 5901, ¶ 55 (2007).

wireless networks could offer viable competition to wired networks, but it did make many recommendations that would facilitate this possibility. Indeed, this is a major motivating factor behind the Plan's spectrum policy recommendations.¹³

But the Plan is firm in its conclusion that the viability of wireless-wireline competition is not only dependent upon additional capacity, but on how the owners of wireless networks offer their services. The Plan stated:

Whether wireless broadband, either fixed or mobile, can compete with wireline broadband is an important question in evaluating the status of broadband services competition. The answer depends on how technology, costs and consumer preferences evolve, **as well as on the strategic choices of firms that control wireline and wireless assets, including firms that offer both fixed and mobile broadband.**¹⁴

This last point is critical. As the Commission has found,¹⁵ two companies — Verizon and AT&T — dominate the mobile wireless data market. These firms also offer fixed broadband services and own substantial middle mile and backbone transport capacity. As a result, they have tremendous incentives to see that their wireless services remain pure complements, rather than substitutes, to wired services. To that end, if given regulatory approval through the Commission's *Open Internet* order to turn their mobile services into highly managed access networks that prioritize, block and degrade applications otherwise available on the open Internet, these companies will surely do so.

If the Commission believes wireless networks, particularly 4G networks operated by Verizon and AT&T, should develop as viable competitive substitutes for wired networks, then it must compel these operators to offer the same Internet experience to consumers as that offered by wired service providers. If the Commission fails to require regulatory parity under the *Open Internet* rules, then it will undermine its own competition policy and strand consumers in the stagnant, uncompetitive duopoly broadband market.

The technological differences between wired and wireless networks do not justify separate treatment under the law.

In the record of this proceeding, opponents of applying Net Neutrality rules to wireless networks have cited two principal arguments. First, they argue that technological differences between the two broad categories of wired and wireless networks justify a wireless exclusion, and second,

¹³ See *National Broadband Plan* at 43 ("The federal government, including the FCC, the National Telecommunications and Information Administration (NTIA) and Congress, should make more spectrum available for existing and new wireless broadband providers in order to foster additional wireless-wireline competition at higher speed tiers.").

¹⁴ *Id.* at 40 (*emphasis added*).

¹⁵ *Implementation of Section 6002(b) of the Omnibus Budget Reconciliation Act of 1993, Annual Report and Analysis of Competitive Market Conditions With Respect to Mobile Wireless, Including Commercial Mobile Services*, Fourteenth Report, 25 FCC Rcd. 11407 (2010) (*Fourteenth Report*).

they argue that supposed engineering limitations resulting from the finite capacity of wireless spectrum make it impossible for wireless network operators to comply with neutrality principles. But these differences are not so great that they justify separate nondiscrimination rules under the law. Just as wired and wireless networks differ, so too do individual wired networks. Last-mile cable modem networks have radically different network architectures than last-mile DSL networks, and customers of cable networks, like those of wireless networks, share limited bandwidth in the last mile. But differences exist even within individual technologies. A VDSL network supported with ample second mile bandwidth would be far less capacity-constrained than a first-generation ADSL network supported by a TDM-based special access circuit.

So while it is true that in *some* instances that the capacity of wireless networks can be more constrained than the capacity of a wired network, the FCC's proposed "reasonable network management" policy can account for these differences. A Net Neutrality rule of general application could include a flexible definition of "reasonable network management" that allows wireless carriers and the FCC to make allowances for capacity limitations in some existing wireless networks. This solution ensures provider flexibility without the threat of fragmenting the Internet into a more open wired system, and a more closed wireless one.

It would be arbitrary and capricious for the Commission to permit economically motivated discrimination on wireless networks while rightly banning such harmful practices on wireline networks.

If the Commission chooses to abandon the principle of technological neutrality, then at a minimum it must ensure its policy regime is consistent with the underlying rationale for disparate treatment — engineering limitations inherent in wireless networks. As a result, any relief from the rules must be based on these actual network limitations, not economic motivations to discriminate. At a minimum, 4G wireless network operators should be required to comply with the same rules that apply to wireline network operators; as they are in many cases far less capacity constrained than some existing DSL networks. Recent real world tests of Verizon's 4G LTE service show it outperforming wired network capabilities.¹⁶

To the extent that a particular 3G wireless network is shown to require special treatment, it should be subjected to a strict no-blocking rule similar to that placed on the C-Block spectrum. To the extent that a particular network is truly capacity limited, the Commission should only allow a 3G carrier in certain circumstances to engage in engineering-motivated discrimination, and prohibit all forms of economic-motivated discrimination on all wireless networks. There is simply no technical reason for AT&T to allow its own remote DVR application to run freely on its wireless network but degrade all other streaming applications.

¹⁶ Avram Piltch, *Is 4G Good Enough to Replace Your Home Internet?*, LAPTOP MAGAZINE, Dec. 7, 2010, available at <http://blog.laptopmag.com/is-4g-good-enough-to-replace-your-home-internet> (showing speed test results calculated in Manhattan, which put Verizon LTE download speeds at 23.1 Mbps and upload speeds at 6.7 Mbps, higher than Time Warner Cable's home broadband service, which achieved 17.2 Mbps down and only 0.5 Mbps up).

Differential treatment cannot be justified on the basis that there may be marginally more competition in the mobile wireless market at the national level.

Substantial academic studies have demonstrated that nondiscrimination rules make good policy even in a competitive market for broadband access.¹⁷ Nevertheless, the idea that a more competitive environment for mobile broadband services somehow justifies differential treatment persists among the litany of illusions raised by the mobile broadband industry. To be sure, the state of competition in the *fixed* broadband market is dire. Comparatively, there is indeed greater consumer choice in the mobile wireless market, particularly for consumers who do not currently have service and who do not have any particular preferences for phones or other devices. But in practice, many policy and market obstacles exist that prevent the greater choice of providers from translating into effective competition over service quality and price. As a result, there is no indication that consumers may truly vote with their pocketbooks for open rather than closed connections.

High on the list of obstacles to effective competition are standard industry practices to discourage consumers from switching carriers, including early termination fees, exclusive deals for devices, band-specific specifications preventing interoperability, and technological locks preventing device portability and attachment. Ever-rising early termination fees — as high as \$350 — bear little if any relation to sunk costs by providers, and serve primarily as penalties to discourage churn.¹⁸ Exclusive deals for the most popular devices, particularly smartphones, artificially limit consumer choice of both devices and carriers.¹⁹ Disputes over device specifications within the 700 MHz band risk further limitations to consumer choice of both devices and services by preventing the development of interoperable smartphones that could be used with multiple wireless carriers.²⁰ By artificially tying devices to specific networks, these practices restrict meaningful consumer choice of networks and limit the potential benefits of competition.

Separate from these hurdles are costs of entry and growth imposed on competitors, whether by technical limitations or (more nefariously) by the incumbents themselves. This Commission has

¹⁷ E.g. BARBARA VAN SCHEWICK, INTERNET ARCHITECTURE AND INNOVATION 255-64 (2010); see generally Comments of Free Press, *A National Broadband Plan for our Future*, GN Docket No. 09-191, *Broadband Industry Practices*, WC Docket No. 07-52 (Jan. 14, 2010), at 45-53.

¹⁸ See, e.g., Reply Comments of Consumer Federation of America, Consumers Union, Free Press, Media Access Project, New America Foundation, and Public Knowledge, WT Docket No. 09-66 (July 13, 2009), at 20 (referencing statistics showing the average subsidy of a handset in 2008 to be \$14.33, far less than the typical ETF of \$175, as well as indications that ETF amounts are set by psychological indicia rather than cost).

¹⁹ See, e.g., Comments of Consumer Federation of America, Consumers Union, Free Press, Media Access Project, New America Foundation, and Public Knowledge, WT Docket No. 09-66 (June 15, 2009), at 15-16 (*Public Interest CMRS Competition Comments*).

²⁰ See 700 MHz Block A Good Faith Purchaser Alliance Petition for Rulemaking Regarding the Need for 700 MHz Mobile Equipment to be Capable of Operating on All Paired Commercial 700 MHz Frequency Blocks, RM No. 11592 (filed Sept. 29, 2009).

been quick to point to the importance of spectrum for broadband growth;²¹ however, it has been slow to acknowledge the disparity in spectrum holdings that its recent policies have produced. Removing spectrum caps and failing to strictly apply spectrum screens has led to massive consolidation in spectrum holdings;²² purchasing sufficient spectrum to compete with Verizon and AT&T, with their expanded assets, is beyond the means of many competitors. Even when competitors acquire adequate spectrum, however, they are often dependent for backhaul connectivity on special access services leased by vertically integrated providers Verizon and AT&T.²³ Recent deregulation of special access services has led to skyrocketing prices for competing wireless service providers, and substantially higher profits (and less risk of competition) for Verizon and AT&T.²⁴

These obstacles to competition are not theoretical: They have translated into a concentrated, arguably broken, market. As noted, the mobile wireless market is increasingly dominated by just two providers: AT&T and Verizon.²⁵ The Commission's most recent report on the status of competition in the wireless industry provides ample supporting data for this observation.²⁶ As the Fourteenth Report observed, "One widely-used measure of industry concentration indicates that concentration has increased 32 percent since 2003 and 6.5 percent" between 2007 and 2008, "the most recent year for which data is available."²⁷ Concentration levels in the report exceed those of previous years, and far exceed HHI levels considered "highly concentrated" in traditional antitrust evaluations. AT&T and Verizon provide service to well over half the subscribers in the market, and have recently captured a far larger share of the growth. In 2008, the entire industry gained between 14.5 and 15 million net new subscribers, 12.3 million of which went to AT&T and Verizon.²⁸ Churn rates for AT&T and Verizon are half those of the other two national providers, Sprint and T-Mobile.²⁹ AT&T and Verizon also report substantially higher profits than their competitors.³⁰

²¹ See, e.g., Julius Genachowski, "Unleashing America's Invisible Infrastructure," Federal Communications Commission (Oct. 21, 2010), at <http://reboot.fcc.gov/blog?entryId=904238>.

²² See *Public Interest CMRS Competition Comments* at 23-24.

²³ *Id.* at 21-23.

²⁴ *Id.*

²⁵ See Comments of Free Press and Media Access Project, WT Docket No. 10-133 (filed July 30, 2010), at 13-14 (quoting an analyst comment on the wireless market as "not quite a duopoly yet" but "with the vast majority of growth going to two companies, it's close").

²⁶ This report departed from its predecessors in failing to find effective competition in the combined market for wireless voice, data, and text services. *Fourteenth Report*. Moreover, the report analyzed a combined market, and the mobile broadband market is likely more concentrated.

²⁷ *Id.* at ¶ 51.

²⁸ *Id.* at 9.

²⁹ *Id.* at 9-10.

³⁰ *Id.* at 13 (reporting margins for AT&T ranging between 35.8% and 38.5% over the past 3 years and margins for Verizon between 43.6% and 47.5% over the same time period, where no other provider has reported a margin higher than 33.1% in the same period).

The duopolist incumbents do not wish to facilitate any additional competitors and will in some instances act to prevent others. For example, recent articles suggest that even after the exclusive AT&T/Apple deal ends and the iPhone becomes available to Verizon, Verizon will attempt to pay Apple for a "semi-exclusive" deal wherein the iPhone could only be offered through AT&T and Verizon, and not through Sprint, T-Mobile, or any regional carrier.³¹ As the Commission considers moving forward in its pending proceeding on data roaming, a policy change that could potentially facilitate greater competition in the mobile broadband market, a broad coalition of wireless industry supporters have joined public interest and technology advocates in demonstrating their support for data roaming. Indeed, the coalition includes all major U.S. mobile carriers except for AT&T and Verizon.³²

Taken together, the history of bad behavior by major incumbents; clear data indicating their dominance in the market; and industry and policy features that empower them to retain that dominance belie any argument that a variations in service provider choice could justify any differential treatment in establishing pro-consumer, pro-innovation policies.

Contrary to some arguments, the supposedly nascent state of the mobile broadband market does not justify any creative interpretations of this history and data, because the mobile broadband market is not nascent. According to the Commission's own data, the mobile wireless market is already nearly the same size as the fixed market. As of December 31, 2009, Commission data collected through Form 477 indicates approximately 52.5 million mobile data connections, and approximately 80.6 million fixed connections, with speeds of at least 200 kbps.³³ This market is not new, either. The Commission's first report on the state of wireless competition, in 1995, noted that "data communications are increasing rapidly" in the context of private mobile radio services (PMRS).³⁴ Three years later, the Commission's third report included an entire section on "mobile wireless data services," a category that explicitly included Internet access over mobile connections, even subdividing carriers between those focusing on handsets and those providing wireless modems.³⁵ Data in the third report referenced six companies offering wireless data modems and service plans for them. In the fourth report in 1999, the Commission identified what it called a "smart" phone, the QUALCOMM pdQ, which included both application capabilities

³¹ Marguerite Reardon, *Verizon may pay Apple for iPhone semi-exclusive*, CNET, Dec. 6, 2010, http://news.cnet.com/8301-30686_3-20024767-266.html.

³² See Maisie Ramsey, *Carrier Group Pushes Sen. Rockefeller on Data Roaming*, WIRELESS WEEK, Dec. 3, 2010, <http://www.wirelessweek.com/News/2010/12/Carrier-Group-Pushes-Sen--Rockefeller-on-Data-Roaming/>

³³ *Internet Access Services: Status as of December 31, 2009*, Federal Communications Commission (December 2010), at p. 23, Table 7.

³⁴ *Implementation of Section 6002(b) of the Omnibus Budget Reconciliation Act of 1993, Annual Report and Analysis of Competitive Market Conditions With Respect to Commercial Mobile Services*, First Report, 10 FCC Rcd. 8844, at ¶ 55 (1995) (First Report).

³⁵ *Implementation of Section 6002(b) of the Omnibus Budget Reconciliation Act of 1993, Annual Report and Analysis of Competitive Market Conditions With Respect to Commercial Mobile Services*, Third Report, 13 FCC Rcd. 19746, at 55-63 (1998) (Third Report).

and Internet access.³⁶ The same report noted that the Internet had 70 million American users, and that wireless carriers were trying to “capture a portion of the revenues by sales of telecommunications services used to access the Internet, e-mail, and corporate intranets through mobile wireless data services.”³⁷

The fact that exempting mobile wireless networks from the full no-blocking and non-discrimination rules will result in these connections no longer being considered as qualifying connections for the purpose of Form 477 reporting further illustrates the arbitrary and capricious nature of Chairman Genachowski’s proposed policy.

In 2008, the Commission made major revisions to how it collected subscribership information on mobile data services, responding to criticisms that by counting heavily restricted feature phones, the then-current Form 477 methodology vastly overstated the level of mobile wireless Internet use. Consumer commenters in that proceeding were very concerned that the Commission was counting mobile service subscriptions that violated one or more of the four principles of the Commission’s *Internet Policy Statement*.³⁸ Because the *Policy Statement* was adopted to guide FCC activities encouraging broadband deployment and adoption, and because Form 477 was the Commission’s chief tool in making Section 706 determinations, the consumer commenters argued that only those connections that actually adhered to the *Policy Statement* should be included in the Form 477 census.

The Commission agreed with these concerns and altered the reporting methodology to exclude these crippled connections. In the *2008 Form 477 Order*, the Commission directed mobile wireless providers to only list subscribers to data plans that enabled users to access the full, unrestricted Internet:

We therefore revise Form 477 to add a second reporting category in which mobile service providers will report the number of subscribers whose device and subscription permit them to access the lawful Internet content of their choice.³⁹

In the Form 477 proceeding, the recognized the importance of unfettered access to the full

³⁶ *Implementation of Section 6002(b) of the Omnibus Budget Reconciliation Act of 1993, Annual Report and Analysis of Competitive Market Conditions With Respect to Commercial Mobile Services*, Fourth Report, 14 FCC Rcd. 10145, at 53 (1999) (Fourth Report).

³⁷ *Id.*

³⁸ See Reply Comments of Consumers Union, Consumer Federation of America and Free Press in *Development of Nationwide Broadband Data to Evaluate Reasonable and Timely Deployment of Advanced Services to All Americans, Improvement of Wireless Broadband Subscribership Data, and Development of Data on Interconnected Voice over Internet Protocol (VoIP) Subscribership*, WC Docket No. 07-38, July 16, 2007.

³⁹ *Development of Nationwide Broadband Data to Evaluate Reasonable and Timely Deployment of Advanced Services to All Americans, Improvement of Wireless Broadband Subscribership Data, and Development of Data on Interconnected Voice over Internet Protocol (VoIP) Subscribership*, WC Docket No. 07-38, Report and Order and Further Notice of Proposed Rulemaking, FCC 08-89 (rel. June 12, 2008) (*2008 Form 477 Order*) (emphasis added).

Internet as a baseline feature to even be considered for the purposes of the semi-annual census of U.S. high-speed *Internet* connections. And by differentiating between the device and the subscription, the Commission also recognized that crippling the underlying transmission services was had the same effect on a consumer's ability to access the Internet as using a technologically limited device.

Therefore, if the Order adopted tracks current news reports, when mobile data providers take advantage of the Commission's explicit authorization to block and degrade Internet content, we will see this entire category drop out of the Form 477 subscriber tallies. By not allowing end users to "access the lawful Internet content of their choice," the providers of these services will offer something other than "Internet access service," and thus will have no place in a tally of those services.

This aberrant outcome should concern the Commission for two reasons. First, it will cause substantial difficulties in conducting accurate data analyses in the broadband space. Second, it clearly highlights the arbitrary and capricious nature of subjecting the wireless medium to an entirely different open Internet policy framework. It's clear that the wireless networks of 2011 will be more robust and capable than the wireless networks of 2007. In the 2007 *Form 477 Order*, the Commission's rightly chose to adopt a policy of technological neutrality despite the underlying differences in network architecture between wired and wireless networks. The current draft *Open Internet* Order retreats from these principles of equal treatment based on political considerations, not on new information or changed circumstances. Such a path is neither sustainable nor sound.

The Commission has found that un- and underserved communities are more likely to use mobile wireless services as their primary Internet connection. Treating wireless connections differently under the Network Neutrality policy would result in inequitable access to the full open Internet.

Independent research reflects that disproportionate shares of lower-income youth and minorities tend to access the Internet solely through mobile devices,⁴⁰ and the Commission has recognized that 90 percent of housing units unserved by broadband access could be reached most cheaply by extending 4G wireless services to those areas.⁴¹ Yet with the current draft *Open Internet* Order, the Commission would explicitly authorize the operators that serve these sometimes under- and unserved communities to provide a crippled, discriminatory Internet experience.

⁴⁰ See John Horrigan, Pew Internet & American Life Project, *Wireless Internet Use* 18 (2009), available at <http://pewinternet.org/~media/Files/Reports/2009/Wireless-Internet-Use-With-Topline.pdf>; John Horrigan, Pew Internet & American Life Project, *Home Broadband Adoption* 2009 32 (2009), available at <http://www.pewinternet.org/~media/Files/Reports/2009/Home-Broadband-Adoption-2009.pdf>.

⁴¹ Federal Communications Commission, *The Broadband Availability Gap* 13 (Omnibus Broadband Initiative, OBI Technical Paper No. 1, 2010), available at <http://download.broadband.gov/plan/the-broadband-availability-gap-obi-technical-paper-no-1.pdf>.

The Commission must not adopt rules that create open networks for only those Americans who can afford them and relegate low-income, minority, and rural Americans to an Internet without free speech protections and cutting-edge applications. This approach runs counter to the Communication Act's directive for the Commission to "make available, so far as possible, to all the people of the United States, without discrimination on the basis of race, color, religion, national origin, or sex, a rapid, efficient, Nationwide, and world-wide wire and radio communication service with adequate facilities at reasonable charges."⁴²

The Commission has a long-stated policy to close the digital divide, one that received much needed attention with the National Broadband Plan. It would be irresponsible for the Commission to contribute to the widening of the digital divide with this policy.

The Commission's differential policy makes no sense in light of the way consumers actually use their access devices.

Long gone are the days when Internet users were chained to a fixed desktop computer that could only be used with one network connection. Laptop use is widespread, and many users have abandoned the desktop computer entirely.⁴³ Many of these laptops can readily switch from an Ethernet cable to a WiFi network to a 3G wireless connection.⁴⁴ Many popular phones have both WiFi antennas and cellular radios and can run nearly all the same applications and access the same content as laptops.⁴⁵ Netbooks and tablet computers blur the lines further — such devices are often sold with mobile wireless plans, and they serve some of the functions of a computer while offering the mobility associated with smaller and lighter devices.⁴⁶ From the Internet user's vantage point, there are no longer static categories of fixed and mobile devices; many devices transcend those categories. The Commission can and should foster the innovation and interconnectedness that the seamless transitions between fixed and mobile networks that these emerging devices allow. Adopting rules that afford the same protections to users of both types of connections is the best way to accomplish that goal.⁴⁷

⁴² 47 U.S.C. § 151.

⁴³ See Charles Arthur, *How Laptops Took Over the World*, THE GUARDIAN, Oct. 28, 2009, <http://www.guardian.co.uk/technology/2009/oct/28/laptops-sales-desktop-computers>.

⁴⁴ *Laptop Buying Guide: What Do I Need to Stay Connected on my Laptop*, CNET REVIEWS, http://reviews.cnet.com/2719-7602_7-273-5.html (last visited Oct. 9, 2010).

⁴⁵ See, e.g., iPhone 4 Technical Specifications, <http://www.apple.com/iphone/specs.html> (last visited Oct. 9, 2010).

⁴⁶ See, e.g., Brian Nadel, *3G Netbooks: Are They the Cell Phones of the Future?*, COMPUTERWORLD, Feb. 25, 2009, http://www.computerworld.com/s/article/9128175/3G_netbooks_Are_they_the_cell_phones_of_the_future_; iPad — iPad WiFi + 3G, http://store.apple.com/us/browse/home/shop_ipad/family/ipad?aid=AIC-WWW-NAUS-K2-BUYNOW-IPAD-INDEX&cp=BUYNOW-IPAD-INDEX#data-plan-faqs (last visited Oct. 9, 2010).

⁴⁷ For example, adopting differential rules for wireless networks could stifle innovation and user choice in a very tangible ways. An iPhone user might be able to access one category of content

Conclusion: A coherent broadband policy framework must be technologically-neutral. The open Internet policy should account for network engineering differences solely through reasonable network management exceptions.

There is just one Internet, accessed by a variety of methods, under a variety of conditions. Until the Commission says otherwise, Internet users assume they are all taking different paths to the same Internet. If the Commission fails to equally apply rules to wireless and wired services, it will make a radical change in policy that will forever alter the Internet.

The open Internet rules proposed by the Commission last fall strike the right balance between the rigid and the flexible when it comes to the theoretical limitations of mobile wireless access networks. The October 2009 proposal sent the right signals to all market players and would ensure that the Internet, regardless of the access medium, remains a general-purpose platform that promotes unprecedented innovation and democratic participation. The current draft Order sends the opposite signal, that what was heretofore an open two-way communications platform free of all forms of discrimination may now be turned into a closed platform where network operators can control the pace and direction of innovation. This abandonment of technological neutrality and the establishment of a two-tiered Internet is arbitrary, capricious, and just plain poor stewardship of the public interest. We urge the Commission to return to a policy of equal applicability of open Internet protections to wired and wireless networks and grant wireless operators the flexibility they need to legitimately manage their networks, not block, degrade and interfere based on economic concerns.

Sincerely,

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in his home via his WiFi network, only to lose his ability to connect to the same content while waiting at a bus stop on the sidewalk outside his house. For the user, his interest in the content is unaffected by his location and the platform over which he obtains access to the Internet. The content creator's interest in reaching the user is likely similarly undiminished by the user's switch to the mobile network; if anything, significant content is targeted specifically at the mobile user. It makes no sense for the Commission to adopt a disparate set of rules for mobile and fixed networks when users and content creators should perceive and do perceive mobile and fixed networks as effectively interconnected.

Margaret McCarthy

From: Aparna Sridhar [REDACTED] Exemption 6
Sent: Tuesday, December 14, 2010 4:10 PM
To: Margaret McCarthy; John Giusti
Cc: Joel Kelsey; Derek Turner
Subject: Ex parte regarding new DPI technology
Attachments: DPI Wireless Letter.pdf

Dear Margaret and John --

Attached is a copy of the letter we discussed with Margaret today. It talks about a recent presentation which reveals the potential real-world consequences of a proposal to explicitly allow mobile wireless operators to violate the long-standing principle of network neutrality.

Slide 7 of the presentation depicts a customer of Vodafone using a tablet computer and illustrates how the "Policy Enforcement & Charging" network management tool can be used to charge different discriminatory rates based on the source of Internet content. The slide suggest that the consumer can access Vodafone content free of charge, while paying 2 cents per MB for facebook, 3 euros per month for Skype, and 50 cent per month for the privilege of accessing YouTube.

Slide 9 discusses how mobile operators will be able to implement "application-specific pricing" and "tiered services."

And slide 18 discusses "split billing," depicting an iPhone watching a movie. The slide details how such a system would work: "First 15 minutes of the movie streamed for free to user as a promotion. If user doesn't purchase movie, content provider is billed for the 15 minutes of network consumption. If user purchases movie, revenue is shared between operator and content provider."

We found the presentation troubling to say the least. Don't hesitate to call me, Joel, or Derek if you'd like to chat further.

Aparna Sridhar
Policy Counsel
Free Press :: www.freepress.net
202- [REDACTED] Exemption 6

National Conference for Media Reform
Boston, April 8-10, 2011
Register Now! freepress.net/conference

1/21/2011

75

MASSACHUSETTS
40 main st, suite 301
florence, ma 01062
tel 413.585.1533
fax 413.585.8904

WASHINGTON
501 third street nw, suite 875
washington, dc 20001
tel 202.265.1490
fax 202.265.1489



December 14, 2010

Chairman Julius Genachowski
Commissioner Michael J. Copps
Commissioner Robert M. McDowell
Commissioner Mignon Clyburn
Commissioner Meredith Attwell Baker
Federal Communications Commission
445 12th Street S.W.
Washington, DC 20554

Re: *Preserving the Open Internet*, GN Docket No. 09-191; *Broadband Industry Practices*, WC Docket No. 07-52

Dear Chairman Genachowski and Commissioners:

We write today to bring to your attention to a real-world consequence of a Commission policy that fails to fully preserve the open Internet for mobile wireless users.

Today, Allot and Openet, a DPI company and a billing software company, respectively, gave a presentation that reveals in startling detail what harms will be visited upon consumers if the Commission adopts Chairman Julius Genachowski's proposal to explicitly allow mobile wireless operators to violate the long-standing principle of network neutrality.¹ The unholy alliance between these two companies and wireless carriers is a sneak peek at the future we can expect if the Commission passes policies that divide the Internet along mobile and fixed connections -- a market defined by business partnerships built around nickel and diming consumers and controlling the pace of mobile app innovation.

The presentation unveiled new "policy control" hardware/software that will enable mobile wireless providers to block, prioritize and discriminate against Internet content based on its source.² The two companies stated that their new "policy control" solution "enables operators to

¹ This letter's characterization of the draft Order in the Open Internet proceeding is based on numerous widely publicized press reports, each based on unattributed sources both within and external to the Commission. Many reports state that the draft Order's treatment of wireless networks mirrors that in never-introduced legislation by Rep. Henry Waxman (D-Calif.), filed in this proceeding earlier this month. See Letter from Henry A. Waxman, December 1, 2010.

² http://event.on24.com/event/26/70/02/rt/1/documents/slidepdf/final_slide_deck.pdf [also attached to this *ex parte*].

monetize their networks, with a focus on online content-based charging of OTT applications."³ Openet lists among its clients the two largest U.S. mobile wireless providers, AT&T and Verizon.⁴

Slide 7 (see below) of the presentation depicts a customer of Vodafone, a wireless network operator, using a tablet computer, and illustrates how the "Policy Enforcement & Charging" network management tool can be used to charge different discriminatory rates based on the source of Internet content. The slide suggest that the consumer can access Vodafone content free of charge, while paying 2 cents per MB for facebook, 3 euros per month for Skype, and 50 cent per month for the privilege of accessing YouTube.

Slide 9 (see below) discusses how mobile operators will be able to implement "application-specific pricing," and "tiered services."

And slide 18 (see below) discusses "split billing," depicting an iPhone watching a movie. The slide details how such a system would work: "First 15 minutes of the movie streamed for free to user as a promotion. If user doesn't purchase movie, content provider is billed for the 15 minutes of network consumption. If user purchases movie, revenue is shared between operator and content provider."

These slides are not hypothetical scenarios – they reflect active desire by industry participants to engage in such behavior. In fact, the press release announcing the presentation stated that it was being conducted "[d]ue to the great interest shown in this joint solution."⁵

This brave new discriminatory mobile Internet world should give policymakers pause. Mobile wireless services will never be viable competitors to the telco-cable duopoly if this is their future. And these discriminatory practices will destroy the mobile Internet as an open platform for innovation, which will disproportionately harm the low-income, minority and rural users who are more likely to rely on mobile wireless services as their sole connection to the Internet.

Sincerely,

S. Derek Turner
Research Director
Free Press
501 Third Street, NW
Suite 875
Washington, DC 20001
202-265-1490

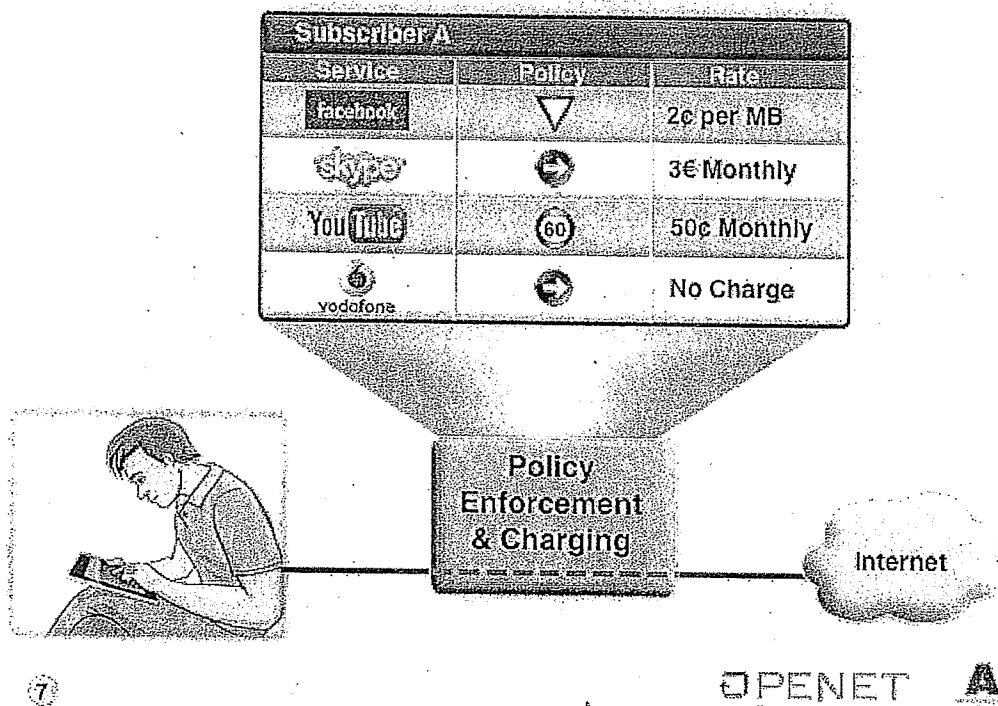
³ <http://www.openet.com/company/news-events/press-releases?id=322&elq=2b49d047c8904a9a84edce5667a7467f>

⁴ <http://www.openet.com/company/clients>

⁵ *Supra* note 2.

Slide 7

DPI integrated into Policy Control & Charging

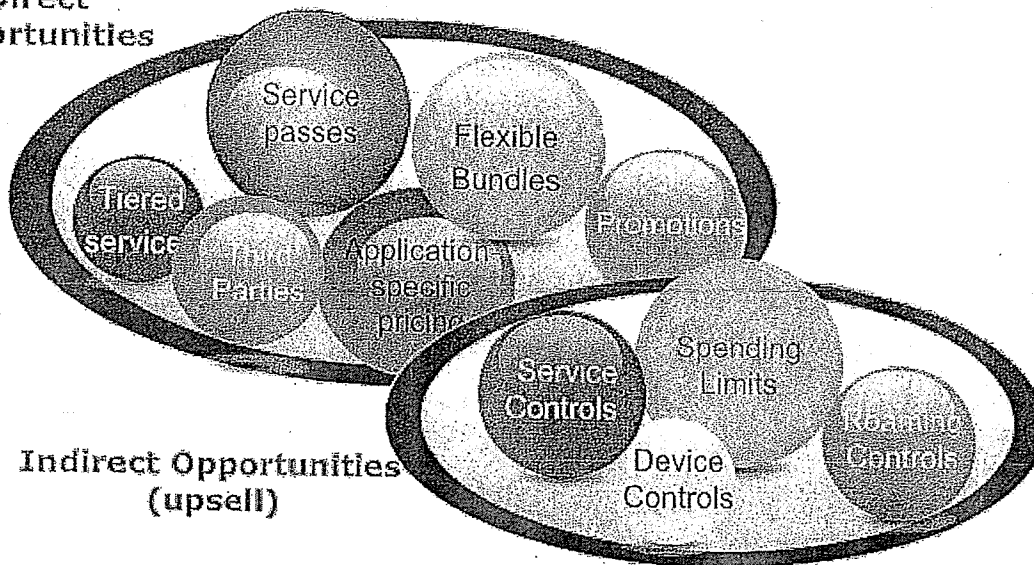


OPENET Allot
TECHNOLOGIES COMMUNICATIONS

Slide 9

Fresh Thinking about Billing, Control, and Usage

Direct Opportunities



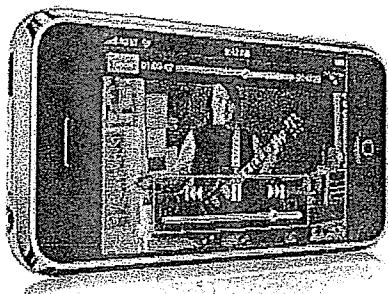
Indirect Opportunities (upsell)

9

OPENET Allot
out of state service from network communications

Slide 18

Use Case: Split Billing



- *First 15 minutes of the movie streamed for free to user as a promotion

- *If user doesn't purchase movie, content provider is billed for the 15 minutes of network consumption

- *If user purchases movie, revenue is shared between operator and content provider


18

OPENET Allot
communications

Mike Copps

From: Mike Copps
Sent: Wednesday, July 21, 2010 7:12 AM
To: 'Josh Silver'
Subject: RE: meeting, doctoral study on applied economic theory

How about 2:30 or 3:30?

From: Josh Silver [mailto: Exemption 6]
Sent: Wednesday, July 21, 2010 6:34 AM
To: Mike Copps
Subject: meeting, doctoral study on applied economic theory

Good morning Commissioner.

I am coming into town today for an unexpected trip. If you have time, I'd like to meet briefly to discuss the complex dynamics of the current Title 2 and NN debate. Any chance you can squeeze me in? Of course I understand if you cannot at such short notice.

Not Responsive



Josh Silver

Not Responsive



Mike Copps

From: Mike Copps
Sent: Wednesday, July 21, 2010 7:25 AM
To: John Giusti; Jennifer Schneider; Joshua Cinelli
Subject: FW: meeting, doctoral study on applied economic theory

What do you think about the Russell Newman proposal?

Not Responsive

From: Josh Silver [mailto:jsilver@freepress.net]
Sent: Wednesday, July 21, 2010 6:34 AM
To: Mike Copps
Subject: meeting, doctoral study on applied economic theory

Good morning Commissioner.

I am coming into town today for an unexpected trip. If you have time, I'd like to meet briefly to discuss the complex dynamics of the current Title 2 and NN debate. Any chance you can squeeze me in? Of course I understand if you cannot at such short notice.

Not Responsive

Thanks,
Josh Silver

Not Responsive

Mike Copps

Not Responsive

From: Josh Silver [mailto:Exemption 6]
Sent: Wednesday, July 21, 2010 7:56 AM
To: Mike Copps
Subject: Re: meeting, doctoral study on applied economic theory

I'll see you at 3:30.

Thx.

From: Mike Copps <Exemption 6>
To: Josh Silver
Sent: Wed Jul 21 04:11:55 2010
Subject: RE: meeting, doctoral study on applied economic theory

How about 2:30 or 3:30?

From: Josh Silver [mailto:Exemption 6]
Sent: Wednesday, July 21, 2010 6:34 AM
To: Mike Copps
Subject: meeting, doctoral study on applied economic theory

Good morning Commissioner.

I am coming into town today for an unexpected trip. If you have time, I'd like to meet briefly to discuss the complex dynamics of the current Title 2 and NN debate. Any chance you can squeeze me in? Of course I understand if you cannot at such short notice.

Not Responsive

Thanks,
Josh Silver

Not Responsive

1/24/2011

84

Not Responsive

Obtained by Judicial Watch, Inc. Via FOIA



1/24/2011

From: Mike Copps
Sent: Saturday, August 14, 2010 11:26 PM
To: 'jsilver' [REDACTED] Exemption 6
Subject: Re: Aspen

I'll be there by the 6 pm reception. We could talk after that

----- Original Message -----

From: Josh Silver [REDACTED] Exemption 6
To: Mike Copps
Sent: Sat Aug 14 20:41:36 2010
Subject: Aspen

Hi Mike,

I'll arrive in Aspen at 2 pm tomorrow, Sunday. I'd like to get together if you're there and have time.

I have several, very tricky decisions to make, and your sage advice would be most appreciated.

If you're not in Sunday afternoon, we can connect Monday when we're on a break.

Cheers,
Josh

Mike Copps

From: Mike Copps
Sent: Friday, October 08, 2010 11:48 AM
To: 'Josh Silver'
Cc: Carolyn Conyers
Subject: RE: FP's strategy going forward

How about 3 pm Wednesday?

From: Josh Silver [REDACTED] Exemption 6
Sent: Friday, October 08, 2010 10:20 AM
To: Mike Copps
Subject: FP's strategy going forward

Hi Mike,

We are starting to get a good sense of how we'd like to proceed during the next three tricky months on NN, reclass and Comcast/NBC.

I think it may make sense for us to get together next week when I'm in town. Would Weds or Thurs work?

I spoke frankly about JG this week on NPR --- a precursor of messaging that will intensify as time goes on.
<http://www.npr.org/templates/story/story.php?storyId=130384185>

Best,

Josh Silver
President & CEO
Free Press
www.freepress.net
413 [REDACTED] Exemption 6

reform media. transform democracy.

1/24/2011,

Mike Copps

From: Mike Copps
Sent: Friday, October 08, 2010 11:55 AM
To: 'Josh Silver'
Cc: Carolyn Conyers
Subject: RE: Weds, 3 pm

Sure. See you then

From: Josh Silver [mailto:Exemption 6]
Sent: Friday, October 08, 2010 11:50 AM
To: Mike Copps
Cc: Carolyn Conyers
Subject: Weds, 3 pm

Perfect. I'll see you then.

Might it make sense for us to meet one-on-one for 30 mins, then have our staffs join us? If so, I'll arrange that on my end.

Best,

Josh

From: Mike Copps [mailto:Mike.Copps@fcc.gov]
Sent: Friday, October 08, 2010 11:48 AM
To: Josh Silver
Cc: Carolyn Conyers
Subject: RE: FP's strategy going forward

How about 3 pm Wednesday?

From: Josh Silver [mailto:Exemption 6]
Sent: Friday, October 08, 2010 10:20 AM
To: Mike Copps
Subject: FP's strategy going forward

Hi Mike,

We are starting to get a good sense of how we'd like to proceed during the next three tricky months on NN, reclass and Comcast/NBC.

I think it may make sense for us to get together next week when I'm in town. Would Weds or Thurs work?

I spoke frankly about JG this week on NPR --- a precursor of messaging that will intensify as time goes on.
<http://www.npr.org/templates/story/story.php?storyId=130384185>

1/24/2011

Best,

Obtained by Judicial Watch, Inc. Via FOIA

Josh Silver
President & CEO
Free Press
www.freepress.net
Exemption 6

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1/24/2011

ar

Mike Copps

Not Responsive



From: Gigi B. Sohn [mailto: [REDACTED] Exemption 6]

Sent: Thursday, November 18, 2010 10:44 AM

To: Mike Copps

Cc: Carolyn Conyers; Josh Silver

Subject: Re: Friday

That works for me. Josh?

On Nov 18, 2010, at 10:32 AM, Mike Copps wrote:

How about 10:30?

From: Gigi B. Sohn [mailto: [REDACTED] Exemption 6]

Sent: Thursday, November 18, 2010 10:03 AM

To: Mike Copps

Cc: Carolyn Conyers; Josh Silver

Subject: Friday

Hi -

Josh and I could talk anytime except 2-4. Can you suggest another time? Thanks. Best, Gigi

Gigi B. Sohn

President

Public Knowledge

www.publicknowledge.org

1818 N Street, NW, Suite 410

1/24/2011

Washington, DC 20036
202- [REDACTED] Exemption 6

Gigi B. Sohn
President
Public Knowledge
www.publicknowledge.org

1818 N Street, NW, Suite 410
Washington, DC 20036
202- [REDACTED] Exemption 6

Gigi B. Sohn
President
Public Knowledge
www.publicknowledge.org

1818 N Street, NW, Suite 410
Washington, DC 20036
202- [REDACTED] Exemption 6

Mike Copps

From: Mike Copps on behalf of Michael Copps
Sent: Monday, November 29, 2010 3:52 PM
To: John Giusti; Margaret McCarthy
Subject: FW: ex parte letter
Attachments: Ex parte letter -- Copps JS _11-29-10_.pdf

fyi

From: Aparna Sridhar [mailto:Exemption 6]
Sent: Monday, November 29, 2010 12:30 PM
To: Michael Copps
Cc: Josh Silver
Subject: ex parte letter

Dear Commissioner Copps:

Please find attached an ex parte letter documenting your conversation with Josh this weekend. I hope you are very well and look forward to talking sometime soon.

Best,

Aparna Sridhar
Policy Counsel
Free Press :: www.freepress.net
202-Exemption 6

National Conference for Media Reform
Boston, April 8-10, 2011
Register Now! freepress.net/conference

1/24/2011

96

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40 main st, suite 301
florence, ma 01062
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fax 413.585.8904

WASHINGTON
501 third street nw, suite 875
washington, dc 20001
tel 202.265.1490
fax 202.265.1489



November 29, 2010

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

Re: Notice of Oral *Ex Parte* Communication
***Preserving the Open Internet*, GN Docket No. 09-191**
***Broadband Industry Practices*, WC Docket No. 07-52**

Dear Ms. Dortch:

We submit this notice in compliance with Section 1.1206(b) of the Commission's rules.

On November 28, 2010, Josh Silver, President and CEO of Free Press, had a discussion via telephone with Commissioner Michael J. Copps.

The two discussed the Commission's ongoing efforts to establish open Internet rules. Consistent with our prior filings, Silver emphasized that a strong net neutrality rule is critical to preserving the Internet as a vibrant forum for speech, commerce, innovation, and cultural expression. He emphasized that paid prioritization agreements between content providers and broadband access providers fundamentally harm the public interest, and that an effective rule will protect the use of both wireless and wireline connections. He also stated that the rule should not contain unnecessary loopholes that swallow its effectiveness.

Very truly yours,

_____/s/_____

Aparna Sridhar
Policy Counsel

cc: Commissioner Michael J. Copps

Subject: Consumer Union - reclassification
Location: Staff: Jennifer

Start: Tue 5/4/2010 10:00 AM
End: Tue 5/4/2010 10:30 AM
Show Time As: Out of Office

Recurrence: (none)

Joel Kelsey, Consumers Union

Ben Scott, Free Press

Aparna Sridhar, Free Press

Markham Erickson, Open Internet Coalition

POC: Joel Kelsey - Exemption 6

Subject: Media Access -Cross-ownership
Location: Staff: Josh

Start: Mon 3/29/2010 2:00 PM
End: Mon 3/29/2010 2:30 PM
Show Time As: Out of Office

Recurrence: (none)

Andy Schwartzman, Corie Wright, Ben Scott, Anjela Campbell, Adrienne Biddings

Mike Copps

Obtained by Judicial Watch, Inc. Via FOIA

Subject: Brown bag with Eric Klinenberg and Ben Scott
Location: Office
Start: Thu 3/4/2010 12:00 PM
End: Thu 3/4/2010 1:00 PM
Show Time As: Out of Office
Recurrence: (none)

Subject: Consumer Union - terrestrial loophole order
Location: Staff: Josh and Jamila

Start: Wed 1/13/2010 11:00 AM
End: Wed 1/13/2010 11:30 AM
Show Time As: Out of Office

Recurrence: (none)

Joel Kelsey-Consumer Union and Ben Scott-Free Press

POC: Joel Kelsey - Exemption 6

Subject: Josh Silver and Ben Scott - Knight Commission Report
Location: Staff: Jennifer and John

Start: Wed 12/2/2009 1:00 PM
End: Wed 12/2/2009 1:30 PM
Show Time As: Out of Office

Recurrence: (none)

Exemption 6

Subject: Media Justic Advocates - National Broadband Plan
Location: Conference Room - 8-South Staff: Jennifer
Start: Thu 12/10/2009 1:30 PM
End: Thu 12/10/2009 2:00 PM
Show Time As: Out of Office
Recurrence: (none)

Nick Szeburla and Mark Kidd-Thousand Kites; Steven Renderos and Duke Schempp-Main Street Project; Andrea Quijada and Roberta Rael-Media Literacy Project; Todd Wolfson and Koby Murphy-Media Mobilizing Project; Jessica Guerrero and Imelda Morales-Esperanza; DeAnne Cuellar and Patricia Castillo-Texas MEP; Eloise Rose Lee and Kat Evasco-Media Alliance; Karen Toering and Rahwa Habte-Reclaim the Media; Malkia Cyril, Rose Turman, and Amalia Deloney-Center for Media Justice; Alex Chasick and Joel Kelsey-Consumers Union; Parul Desai and Matt Wood-Media Access Project; Joe Torres and Ben Scott-Free Press; Beth McDonnel, and Chance Williams-Media and Democracy Coalition

POC: Beth McDonnel -

Exemption 6

Subject: Ben Scott - Free Press

Start: Fri 10/30/2009 10:30 AM

End: Fri 10/30/2009 11:00 AM

Show Time As: Out of Office

Recurrence: (none)

Exemption 6

Subject: Lunch with Ben Scott
Location: Art and Soul Restaurant - 415 New Jersey Ave, NW (Moir made the reservation)
Start: Wed 9/23/2009 1:00 PM
End: Wed 9/23/2009 2:30 PM
Show Time As: Out of Office
Recurrence: (none)

POC: Moria - Exemption 6

Subject: wireless companies, CLECs, public interest groups special access
Location: 8-South Conference Room - Staff - Jennifer
Start: Tue 9/29/2009 9:30 AM
End: Tue 9/29/2009 10:00 AM
Show Time As: Out of Office
Recurrence: (none)

Paul Margie; Ad Hoc Telecommunications Users Committee (Colleen Boothby); Association for Communications Technology Professionals in Higher Education (Wendell Barbour); BT (formerly British Telecom) (Sheba Chacko); CBeyond (Julia Strow); Clearwire (Cathy Massey); Computer & Communications Industry Association (Cathy Sloan); Consumers Union (Joel Kelsey); Covad (Tony Hansel); Free Press (Ben Scott); Integra Telecom (Russ Merbeth); Media Access Project (Parul Desai); New America Foundation (Sascha Meinrath); One Communications (Julia Strow); Public Knowledge (Gigi Sohn); Sprint (Charles McKee); T-Mobile (Amy Wolverton); tw telecom (Kelsi Reeves); U.S. Cellular (Grant Spellmeyer); U.S. PIRG (Amina Fazlullah); and XO Communications (Lisa Youngers).

POC: Paul Margie - Exemption 6

Subject: Ben Scott - media
Location: Staff: Rick

Start: Mon 6/1/2009 2:30 PM
End: Mon 6/1/2009 3:00 PM
Show Time As: Out of Office

Recurrence: (none)

Exemption 6

Mike Copps

Obtained by Judicial Watch, Inc. Via FOIA

Subject: Public Interest Groups - DTV
Location: Staff: Rick
Start: Thu 2/26/2009 10:45 AM
End: Thu 2/26/2009 11:15 AM
Show Time As: Out of Office
Recurrence: (none)

Michael Calabrese, New America Foundation Sascha Meinrath, New America Foundation Ben Scott, Free Press Chris Riley, Free Press Andy Schwartzman, US PIRG Gigi Sohn, Public Knowledge Jef Pearlman, Public Knowledge; Chris Murray.

POC: Gigi Sohn - 2 Exemption 6

Subject: Josh Silver

Start: Thu 1/20/2011 4:00 PM
End: Thu 1/20/2011 4:30 PM
Show Time As: Out of Office

Recurrence: (none)

Mike Copps

Obtained by Judicial Watch, Inc. Via FOIA

Subject: Phone call with Josh Silver and Gigi Sohn dial: Exemption 6
Location: Staff: Josh Code: Exemptio
Start: Fri 11/19/2010 10:30 AM
End: Fri 11/19/2010 11:00 AM
Show Time As: Out of Office
Recurrence: (none)

Mike Copps

Obtained by Judicial Watch, Inc. Via FOIA

Subject: Free Press (Josh Silver only from 3:00 - 3:30 then with staff from 3:30 - 4pm)
Location: Staff: Josh
Start: Wed 10/13/2010 3:00 PM
End: Wed 10/13/2010 4:00 PM
Show Time As: Out of Office
Recurrence: (none)

Subject: Josh Silver- Title 2 and NN debate

Start: Wed 7/21/2010 3:30 PM

End: Wed 7/21/2010 4:00 PM

Show Time As: Out of Office

Recurrence: (none)

Mike Copps

Obtained by Judicial Watch, Inc. Via FOIA

Subject: Josh Silver
Location: Posto Restaurant - 1515 14th St (btwn P & Q Sts.)
Start: Tue 6/22/2010 6:00 PM
End: Tue 6/22/2010 7:00 PM
Show Time As: Out of Office
Recurrence: (none)

POC: Jessie - Exemption 6

From: David Tannenbaum

Exemption 6

Date: November 9, 2009 11:49:49 PM EST

To: Ben Scott <

Exemption 6

>

Subject: Workshop

Hi Ben,

Exemption 6/Not Responsive

I'm writing because I could really use your advice on one of the potential open internet workshops. Are you by any chance free to chat tomorrow? Sometime before 11am would be ideal, but any time 12:30-2pm or 2:30pm onward would also be good.

Hope all's well,
David

From: Ben Scott <[REDACTED] Exemption 6>

Date: November 10, 2009 9:21:08 AM EST

To: David Tannenbaum [REDACTED] Exemption 6

Subject: RE: Workshop

Sure - happy to help.

Call my cell anytime today - [REDACTED] Exemption 6. I'm not in the office; but I'm working.

-----Original Message-----

From: David Tannenbaum

[mailto:[REDACTED] Exemption 6]

Sent: Monday, November 09, 2009 11:50 PM

To: Ben Scott

Subject: Workshop

Hi Ben,

[REDACTED] Exemption 6/Not Responsive

I'm writing because I could really use your advice on one of the potential open internet workshops. Are you by any chance free to chat tomorrow? Sometime before 11am would be ideal, but any time 12:30-2pm or 2:30pm onward would also be good.

Hope all's well,
David

From: David Tannenbaum

Exemption 6

Date: November 12, 2009 2:07:34 PM EST

To: Ben Scott <

Exemption 6

>

Ben, can I come back to you again on good speakers, this time on people who would be good on openness and its relationship to speech (including cultural speech), democratic engagement and civic participation?

From: Ben Scott <[REDACTED] Exemption 6>
Date: November 12, 2009 7:44:38 PM EST
To: David Tannenbaum [REDACTED] Exemption 6
Subject: RE:

Sure. Let me give this some thought and then I'll email you some names.

Here are some preliminary ideas.

Larry Lessig
Joe Rospars (ran online activism for the Obama campaign -
he's at Blue State Digital)
John Kosinski - Writers Guild
Alex Nogales - National Hispanic Media Coalition
Jay Stanley - ACLU

-----Original Message-----

From: David Tannenbaum

[REDACTED] Exemption 6

Sent: Thursday, November 12, 2009 2:08 PM

To: Ben Scott

Subject:

Ben, can I come back to you again on good speakers, this time on people who would be good on openness and its relationship to speech (including cultural speech), democratic engagement and civic participation?

From: Ben Scott <[REDACTED] Exemption 6>
Date: November 12, 2009 7:44:38 PM EST
To: David Tannenbaum <[REDACTED] Exemption 6>
Subject: RE:

Sure. Let me give this some thought and then I'll email you some names.

Here are some preliminary ideas.

Larry Lessig
Joe Rospars (ran online activism for the Obama campaign - he's at Blue State Digital)
John Kosinski - Writers Guild
Alex Nogales - National Hispanic Media Coalition
Jay Stanley - ACLU

-----Original Message-----

From: David Tannenbaum

[REDACTED] Exemption 6

Sent: Thursday, November 12, 2009 2:08 PM

To: Ben Scott

Subject:

Ben, can I come back to you again on good speakers, this time on people who would be good on openness and its relationship to speech (including cultural speech), democratic engagement and civic participation?

From: David Tannenbaum

Exemption 6

Date: November 12, 2009 8:44:57 PM EST

To: Ben Scott <Exemption 6>

Subject: **Re: RE:**

Thanks Ben.

On Nov 12, 2009, at 7:44 PM, Ben Scott

<Exemption 6> wrote:

Sure. Let me give this some thought and then I'll email you some names.

Here are some preliminary ideas.

Larry Lessig

Joe Rospars (ran online activism for the Obama campaign - he's at Blue State Digital)

John Kosinski - Writers Guild

Alex Nogales - National Hispanic Media Coalition

Jay Stanley - ACLU

-----Original Message-----

From: David Tannenbaum

Exemption 6

Sent: Thursday, November 12, 2009 2:08 PM

To: Ben Scott

Subject:

Ben, can I come back to you again on good speakers, this time on

people who would be good on openness and its relationship to speech

(including cultural speech), democratic engagement and
civic
participation?

From: David Tannenbaum

Exemption 6

Date: November 16, 2009 10:04:35 PM EST

To: Ben Scott <Exemption 6>

Subject: **Re: more names for your speech/culture panel**

Thanks Ben! I've spoken to Ethan but none of the others.

On Mon, Nov 16, 2009 at 10:43 AM, Ben Scott

Exemption 6

<Exemption 6> wrote:

Jay Rosen, NYU

Nick Penniman, HuffPost Investigative News Fund

Ethan Zuckerman from Harvard/Berkman

David Cohn, Spot.Us

Clothilde Le Coz [Exemption 6] Reporters without Borders.

Ben Scott

Policy Director

Free Press :: www.freepress.net

202 [Exemption 6]

reform media. transform democracy.

From: Ben Scott <[REDACTED] Exemption 6 >
Date: November 16, 2009 10:43:43 AM EST
To: David Tannenbaum [REDACTED] Exemption 6
Subject: more names for your speech/culture panel

Jay Rosen, NYU
Nick Penniman, HuffPost Investigative News Fund
Ethan Zuckerman from Harvard/Berkman
David Cohn, Spot.Us
Clothilde Le Coz [REDACTED] Exemption 6 Reporters without Borders.

Ben Scott, Policy Director Free Press :: www.freepress.net 202-
[REDACTED] Exemption 6

reform media. transform democracy.

From: David Tannenbaum

Exemption 6

Date: November 17, 2009 9:34:24 AM EST

To: Ben Scott <Exemption 6>

Subject: **Re: more names for your speech/culture panel**

Ben, do you know anything about Color of Change, and if anyone from that group would be a good panelist? I saw that the executive director, James Rucker, did a short video on NN.

On Mon, Nov 16, 2009 at 10:04 PM, David Tannenbaum

Exemption 6

wrote:

Thanks Ben! I've spoken to Ethan but none of the others.

On Mon, Nov 16, 2009 at 10:43 AM, Ben Scott

Exemption 6

> wrote:

Jay Rosen, NYU

Nick Penniman, HuffPost Investigative News Fund

Ethan Zuckerman from Harvard/Berkman

David Cohn, Spot.Us

Clothilde Le Coz [Exemption 6] Reporters without Borders.

Ben Scott

Policy Director

Free Press :: www.freepress.net

202- [REDACTED] Exemption 6

reform media. transform democracy.

From: Ben Scott [Exemption 6]
Date: November 17, 2009 10:29:29 AM EST
To: David Tannenbaum [Exemption 6]
Subject: **RE: more names for your speech/culture panel**

Yes - we know them well. I should have put James Rucker on my list. He's very good. Up and coming civil rights leader. They are awesome.

However, you should be aware that Color of Change is rather highly politicized. They are lead on the campaign to strip Glenn Beck of advertisers. And Van Jones is one of the founders. Not that these things should dissuade you from inviting them - I just wanted you to know.

-----Original Message-----

From: David Tannenbaum

[Exemption 6]

Sent: Tuesday, November 17, 2009 9:34 AM

To: Ben Scott

Subject: Re: more names for your speech/culture panel

Ben, do you know anything about Color of Change, and if anyone from that group would be a good panelist? I saw that the executive director, James Rucker, did a short video on NN.

On Mon, Nov 16, 2009 at 10:04 PM, David Tannenbaum

[Exemption 6]

wrote:

Thanks Ben! I've spoken to Ethan but none of the others.

On Mon, Nov 16, 2009 at 10:43 AM, Ben Scott

[Exemption 6]

> wrote:

Jay Rosen, NYU

Nick Penniman, HuffPost Investigative News Fund

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Clothilde Le Coz [Exemption 6] Reporters without Borders.

Ben Scott

Policy Director

Free Press :: www.freepress.net

202-[Exemption 6]

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From: David Tannenbaum

Exemption 6

Date: November 17, 2009 7:52:10 PM EST

To: Ben Scott <Exemption 6>

Subject: **Re: more names for your speech/culture panel**

How about Michael Bracy, from the Future of Music Coalition?

On Tue, Nov 17, 2009 at 10:29 AM, Ben Scott

<Exemption 6> wrote:

Yes - we know them well. I should have put James Rucker on my list. He's very good. Up and coming civil rights leader. They are awesome.

However, you should be aware that Color of Change is rather highly politicized. They are lead on the campaign to strip Glenn Beck of advertisers. And Van Jones is one of the founders. Not that these things should dissuade you from inviting them - I just wanted you to know.

-----Original Message-----

From: David Tannenbaum

Exemption 6

Sent: Tuesday, November 17, 2009 9:34 AM

To: Ben Scott

Subject: **Re: more names for your speech/culture panel**

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Exemption 6

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Exemption 6

Clothilde Le Coz < > Reporters without Borders.

Ben Scott

Policy Director

Free Press :: www.freepress.net

202

Exemption 6

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From: Ben Scott <[REDACTED] Exemption 6>
Date: November 18, 2009 9:57:27 AM EST
To: David Tannenbaum <[REDACTED] Exemption 6>
Subject: **RE: more names for your speech/culture panel**

Michael is great. Recommended.

Also - I wanted to let you know that back during the Comcast case, we looked at the idea of putting together an expo of entrepreneurs that would demo their products for the FCC at a field hearing. It never worked out entirely - although we did have a few demo projects at the Boston field hearing during the Comcast case.

Might be something you want to consider. Given the VC's that are now publicly supportive, it should be pretty easy to get together people who want to show off their products.

-----Original Message-----

From: David Tannenbaum
[mailto:[REDACTED] Exemption 6]
Sent: Tuesday, November 17, 2009 7:52 PM
To: Ben Scott
Subject: Re: more names for your speech/culture panel

How about Michael Bracy, from the Future of Music Coalition?

On Tue, Nov 17, 2009 at 10:29 AM, Ben Scott

<[REDACTED] Exemption 6> wrote:

Yes - we know them well. I should have put James Rucker on my list. He's very good. Up and coming civil rights leader. They are awesome.

However, you should be aware that Color of Change is

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From: David Tannenbaum

[mailto:Exemption 6]

Sent: Tuesday, November 17, 2009 9:34 AM

To: Ben Scott

Subject: Re: more names for your speech/culture panel

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David Cohn, Spot.Us

Clothilde Le Coz Exemption 6 Reporters without Borders.

Ben Scott
Policy Director
Free Press :: www.freepress.net
202- Exemption 6

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From: David Tannenbaum

<[REDACTED] Exemption 6 [REDACTED]>

Date: November 20, 2009 10:37:09 AM EST

To: Ben Scott <[REDACTED] Exemption 6 [REDACTED]>

Subject: **Reaching out to Michele Combs**

Hi Ben,

Thanks for all your help and advice on these workshops.

I'm starting to reach out to potential panelists to gauge their interest and availability, and would love to get in touch with Michele Combs. What is the best way to start a conversation with her?

Zac relayed the message that Markham has a relationship with Glenn Reynolds, but I've had some trouble tracking Markham down. Will keep trying.

David

[REDACTED] Exemption 6 [REDACTED]

From: David Tannenbaum

<[REDACTED] Exemption 6>

Date: November 20, 2009 10:38:42 AM EST

To: Ben Scott <[REDACTED] Exemption 6>

Subject: **Re: Reaching out to Michele Combs**

Just looking down my list -- is it best to contact Alex Nogales directly?

On Fri, Nov 20, 2009 at 10:37 AM, David Tannenbaum

<[REDACTED] Exemption 6> wrote:

Hi Ben,

Thanks for all your help and advice on these workshops.

I'm starting to reach out to potential panelists to gauge their interest and availability, and would love to get in touch with Michele Combs. What is the best way to start a conversation with her?

Zac relayed the message that Markham has a relationship with Glenn Reynolds, but I've had some trouble tracking Markham down. Will keep trying.

David

Not Responsive

From: Ben Scott <[Exemption 6]>
Date: November 20, 2009 11:41:05 AM EST
To: David Tannenbaum <[Exemption 6]>
Subject: **RE: Reaching out to Michele Combs**

David-

You can reach Michelle directly here: michele [Exemption 6]

But I would recommend you go through Markham Erickson and subsequently through Jim Backlin - Christian Coalition's DC person (Michelle is in South Carolina).

Jim is at: jimbacklin [Exemption 6] or (202) [Exemption 6]

[Exemption 6] Markham can help you understand how to pitch them. (202) [Exemption 6] - that's Markham's cell.

I can help you get to Glenn Reynolds. Let me get you contact information from my folks who know him.

Best,
Ben

-----Original Message-----

From: David Tannenbaum
[mailto:[Exemption 6]]
Sent: Friday, November 20, 2009 10:37 AM
To: Ben Scott
Subject: Reaching out to Michele Combs

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I'm starting to reach out to potential panelists to gauge their interest and availability, and would love to get in touch with Michele

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Zac relayed the message that Markham has a relationship with Glenn

Reynolds, but I've had some trouble tracking Markham down. Will keep trying.

David

Exemption 6/Not Responsive



From: Ben Scott <[REDACTED] Exemption 6 >
Date: November 20, 2009 11:42:25 AM EST
To: David Tannenbaum <[REDACTED] Exemption 6 >
Subject: RE: Reaching out to Michele Combs

Alex has a DC person - Inez Gonzalez - who is a good point of contact to reach him.

igonzaletz

[REDACTED] Exemption 6

-----Original Message-----

From: David Tannenbaum
[mailto:[REDACTED] Exemption 6]
Sent: Friday, November 20, 2009 10:39 AM
To: Ben Scott
Subject: Re: Reaching out to Michele Combs

Just looking down my list -- is it best to contact Alex Nogales directly?

On Fri, Nov 20, 2009 at 10:37 AM, David Tannenbaum <[REDACTED] Exemption 6 > wrote:
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trying.

David

Exemption 6/Not Responsive



From: David Tannenbaum

[REDACTED] Exemption 6

Date: November 20, 2009 12:37:37 PM EST

To: Ben Scott <[REDACTED]>

Subject: **Re: Reaching out to Michele Combs**

Awesome. Just emailed Inez.

On Fri, Nov 20, 2009 at 11:41 AM, Ben Scott

<[REDACTED] Exemption 6> wrote:

David-

You can reach Michelle directly here: [REDACTED] Exemption 6

But I would recommend you go through Markham Erickson and subsequently through Jim Backlin - Christian Coalition's DC person (Michelle is in South Carolina).

Jim is at: jimbacklin [REDACTED] Exemption 6 or (202) [REDACTED] Exemption 6

Markham can help you understand how to pitch them. [REDACTED] Exemption 6
[REDACTED] Exemption 6 - that's Markham's cell.

I can help you get to Glenn Reynolds. Let me get you contact information from my folks who know him.

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[REDACTED] Exemption 6

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David

Exemption 6/Not Responsive



From: David Tannenbaum

Exemption 6

Date: November 21, 2009 5:29:22 PM EST

To: Ben Scott

Exemption 6

Subject: Video

Ben,

One hole I'm trying to plug for the workshop is someone who can talk about video, especially "social media." Nicholas Reville is on my list but his availability is uncertain. Others I've looked into are Josh Breitbart (People's Production House) and Elizabeth Stark (Open Video Alliance. Any thoughts on these? Are there others?

Thanks,
David

From: Ben Scott <[REDACTED] Exemption 6 >
Date: November 22, 2009 8:13:16 PM EST
To: David Tannenbaum <[REDACTED] Exemption 6 >
Subject: **RE: Video**

Both Josh and Elizabeth would be great. I know them well.

Another possibility is from this recent WashPost story:

<http://www.washingtonpost.com/wp-dyn/content/article/2009/11/12/AR2009111211654.html>

It's about a website for minority produced video content - Rowdy Orbit. Jonathan Moore runs it. We reached out to him. He seems great and relatively knowledgeable about the NN debate.

If that's of interest - I can connect you with him.

-----Original Message-----

From: David Tannenbaum
[mailto:[REDACTED] Exemption 6]
Sent: Saturday, November 21, 2009 5:29 PM
To: Ben Scott
Subject: Video

Ben,

One hole I'm trying to plug for the workshop is someone who can talk about video, especially "social media." Nicholas Reville is on my list but his availability is uncertain. Others I've looked into are Josh Breitbart (People's Production House) and Elizabeth Stark

(Open Video
Alliance. Any thoughts on these? Are there others?

Thanks,
David

From: David Tannenbaum

<[REDACTED] Exemption 6>

Date: November 22, 2009 10:05:42 PM EST

To: Ben Scott <[REDACTED]>

Subject: **Re: Video**

Cool site -- I'd love to be in touch.

No word from Markham on Michele Combs, so I'll probably go ahead and reach out to her via Jim Backlin soon.

On Sun, Nov 22, 2009 at 8:13 PM, Ben Scott

<[REDACTED]> wrote:

Both Josh and Elizabeth would be great. I know them well.

Another possibility is from this recent WashPost story:

<http://www.washingtonpost.com/wp-dyn/content/article/2009/11/12/AR2009111211654.html>

It's about a website for minority produced video content - Rowdy Orbit. Jonathan Moore runs it. We reached out to him. He seems great and relatively knowledgeable about the NN debate.

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[mailto:[REDACTED] Exemption 6]

Sent: Saturday, November 21, 2009 5:29 PM

To: Ben Scott

Subject: Video

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Thanks,
David

From: Ben Scott <[REDACTED]>
Date: November 22, 2009 10:38:08 PM EST
To: "merickson [REDACTED]"
<[REDACTED]>
Cc: David Tannenbaum <[REDACTED] Exemption 6>
Subject: **christian coalition**

Markham-

Quick note to get your help. David Tannenbaum (cc'd) is trying to get in touch with Michelle Combs. He's at FCC helping to organize NN panels for hearings. He's a friend and I'm trying to help him with the delicacy of working with Michelle. I told him it would be best to chat with you; and then probably to go through Backlin. I'm not sure of Michelle's interest level in wading back into this – but we should ascertain that soon.

Can you help David out?

Thanks!
Ben

Ben Scott Policy Director Free Press :: www.freepress.net 202-
[REDACTED] Exemption 6

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From: David Tannenbaum

Exemption 6

Date: November 22, 2009 10:38:47 PM EST

To: Ben Scott <

Exemption 6

>

Subject: **Re: christian coalition**

Awesome, thanks.

On Nov 22, 2009, at 10:38 PM, Ben Scott wrote:
Markham-

Quick note to get your help. David Tannenbaum (cc'd) is trying to get in touch with Michelle Combs. He's at FCC helping to organize NN panels for hearings. He's a friend and I'm trying to help him with the delicacy of working with Michelle. I told him it would be best to chat with you; and then probably to go through Backlin. I'm not sure of Michelle's interest level in wading back into this – but we should ascertain that soon.

Can you help David out?

Thanks!

Ben

Ben Scott Policy Director Free Press :: www.freepress.net 202-

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From: Ben Scott <[REDACTED] Exemption 6>
Date: November 22, 2009 10:39:42 PM EST
To: David Tannenbaum <[REDACTED] Exemption 6>,
Joe Torres <[REDACTED] Exemption 6>
Subject: **Jonathan Moore**

Joe-

Our friend David (cc'd) at FCC is looking to put together a panel on NN and speech/culture on the Internet. I thought that fellow you tracked down from the Post article would be a great candidate.

If you agree – can shoot David his contact details and alert Moore that he might be contacted?

Thanks!
Ben

Ben Scott, Policy Director Free Press :: www.freepress.net 202-
[REDACTED] Exemption 6

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From: Joe Torres <[REDACTED] Exemption 6 >
Date: November 22, 2009 10:44:47 PM EST
To: Ben Scott <[REDACTED] Exemption 6 >, David Tannenbaum
<[REDACTED] Exemption 6 >
Subject: RE: Jonathan Moore

HI David.

I owe Jonathan Moore an e-mail...I will let him know you maybe contacting him.

Here is his phone number: [REDACTED] Exemption 6

His e-mail: [REDACTED] Exemption 6

From: Ben Scott
Sent: Sunday, November 22, 2009 7:39 PM
To: David Tannenbaum; Joe Torres
Subject: Jonathan Moore

Joe-

Our friend David (cc'd) at FCC is looking to put together a panel on NN and speech/culture on the Internet. I thought that fellow you tracked down from the Post article would be a great candidate.

If you agree – can shoot David his contact details and alert Moore that he might be contacted?

Thanks!
Ben

Ben Scott, Policy Director Free Press :: www.freepress.net 202-
[REDACTED] Exemption 6

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From: David Tannenbaum

<[REDACTED] Exemption 6 >

Date: November 22, 2009 10:49:45 PM EST

To: Joe Torres <[REDACTED] Exemption 6 >

Cc: Ben Scott <[REDACTED]>

Subject: **Re: Jonathan Moore**

Thanks all.

On Nov 22, 2009, at 10:44 PM, Joe Torres wrote:
HI David.

I owe Jonathan Moore an e-mail...I will let him know you maybe contacting him.

Here is his phone number: [REDACTED] Exemption 6

His e-mail: [REDACTED] Exemption 6

From: Ben Scott

Sent: Sunday, November 22, 2009 7:39 PM

To: David Tannenbaum; Joe Torres

Subject: Jonathan Moore

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Ben Scott

Policy Director

Free Press :: www.freepress.net

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From: Ben Scott <[REDACTED] Exemption 6>

Date: November 23, 2009 5:15:11 PM EST

To: David Tannenbaum <[REDACTED] Exemption 6>

Subject: **another idea**

David-

I'd be remiss if I didn't recommend putting Free Press or another consumer group on one or more of the panels you are planning. While it is great to have some unusual suspects on the workshops, it is also critical to have someone who can anchor the Q&A that actually has subject matter expertise. That is to say, you can have a bunch of great spot shooters on the floor, but that only works as an offense if you've got a good point guard.

Let me know if that makes sense to you-

Best,
Ben

Ben Scott, Policy Director Free Press :: www.freepress.net 202-

[REDACTED] Exemption 6

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Exemption 6

From: Ben Scott <[REDACTED]>
Date: November 24, 2009 11:21:10 PM EST
To: David Tannenbaum <[REDACTED]>
Subject: **FW: Cenk Uygur Sets Out to Take Down Traditional Television**

How about this guy for social media and online video? Pretty impressive.

☐Cenk Uygur Sets Out to Take Down Traditional Television

☐<http://www.fastcompany.com/magazine/141/young-turks-indeed.html>☐☐Television studios are airport-hangar-size buildings with green rooms, overflow trailers, and people with massive salaries bustling around. I'm sitting instead in a cramped office on Wilshire Boulevard, a mile from Beverly Hills, which has been converted into a makeshift studio for the Internet-based TV talk show The Young Turks. In the control room, three staffers in T-shirts and a perky producer, Ana Kasparian, 23, man eight computer screens and clutch boxes of various Willy Wonka candies. A wall-size window separates them from a modest newscast-esque set.☐☐Just before 4 p.m., host Cenk Uygur, 39, arrives -- "early," he says, so we could talk -- not at all fazed that his three-hour show is streaming live in 10 minutes. I've seen the show; his musings are thoughtful, insightful gems in a sea of digitized diatribes. I look around for a teleprompter. There isn't one. No writers either. Uygur watches the day's video clips for the first time during commercial breaks, seconds before he discusses them on-air.☐☐Uygur doesn't look like a rebel, but there is something revolutionary going on here. Roughly 450,000 people watch The Young Turks on YouTube alone; thousands more in the precious 18-to-35 demo listen on Sirius Satellite Radio and through the TYT Web site, making it competitive with, say, MSNBC's Morning Joe (382,000 viewers a day in

September), or CNN's Lou Dobbs Tonight (616,000). And that, says Uygur, is only the beginning of a campaign "to take down television." "When I watch TV, I see robots," he says. "We're not robots; we're people." On a show touching on health-care reform and Senator Max Baucus, Uygur proclaimed, "The mainstream media and the politicians who do these tricks and the media who cover for them - guess what? You're fucked. We're coming for you. We're coming to your house." Uygur is no Jim Cramer or Keith Olbermann. There are no props. He doesn't pace or throw papers. On air, he sits at a desk in a news-anchor manner, without the necktie. His style is conversational. Even from the voyeuristic distance of YouTube, he seems to be having an intimate chat with his viewers. For two hours, he comments on what interests him about each sound bite and piece of video, and talks with guests who span the spectrum from Mel Brooks to Mary Matalin. A self-described moderate progressive, he sometimes disagrees with the likes of Michael Moore. For the third hour, cohost and producer Kasparian does softer news. The Turks' goal has always been to make a television show for the Web and build on that success. "In '97, I knew television and the Internet would merge," Uygur says. "Didn't realize radio would too." TYT was Sirius's first original programming, an arrangement that, by 2006, provided this ragtag crew with an operating budget of \$250,000 a year. According to Uygur, the network wouldn't allow them to produce a YouTube video program, so they raised their own funds (mostly friends and family) and worked out a syndication deal with Sirius. The gamble paid off; within a year, revenue reached the \$250,000 mark. Today, TYT takes in more than \$20,000 a month from YouTube's ad sharing, plus a similar sum from 2,100 subscriptions and ads from its own Web site. Revenue has doubled in the past 18 months. With operating costs of \$35,000 a month, covering five full-time employees and rent, TYT is a lean -- and modestly profitable -- talking machine. There's no makeup person. No wardrobe budget. No craft services. No catered lunches. No grips. No unions. And no 401(k)s. "Yeah, I'm on my wife's health care," admits Uygur. To create a single hour of cable news, "you're probably looking at a ballpark of \$200,000 to

\$300,000," says Pixel Pictures executive producer Karen Daniel. Compare that to TYT's tidy budget and television looks like a dinosaur blissfully dismissing mammals, or newspapers scoffing at blogs circa 2002.??TYT does absolutely no advertising. Rabid fans, known as the Young Turks' Nation, are the show's most devoted publicists. "Our marketing is purely word of mouth and people linking to our videos and blogs on the Web," says Uygur. Meaning TYT has found a way to crowdsource everything, from fact checking to \$10-a-month Web subscriptions to keep the lights on. "If I screw up and say something wrong, I instantly get 100 messages," says Uygur.??What's next for TYT? "Launch a network," says Uygur. "We're crazy cheap." He notes they already have the studio and the equipment to produce another show. It would just take a couple more crew members and a new producer. The model is proven. YouTube is equipped. The TYT brand is ready to expand. Uygur hopes to launch at least one new show in the next three months.??But what if MSNBC, where Uygur had talks last spring about its 10 p.m. slot, comes calling? What if a real television network wants to scoop up TYT? "It would have to coexist with what we have," Uygur says. Cable news is welcome to syndicate its content, but TYT won't shut down the YouTube channel for the old Goliath of cable news. Instead, Uygur says, "we're going to pick their pockets."??

From: Ben Scott <[REDACTED] Exemption 6 >
Date: December 1, 2009 6:18:31 PM EST
To: "david.tannenbaum@fcc.gov"
<david.tannenbaum@fcc.gov>
Cc: David Tannenbaum <[REDACTED] Exemption 6 >
Subject: **FW: Garlin Gilchrist II**

Attached.

From: Joe Torres □ **Sent:** Tuesday, December 01, 2009 6:17 PM □ **To:**
Ben Scott □ **Subject:** FW: Garlin Gilchrist II

From: Aparna Sridhar <[REDACTED] Exemption 6>
Date: April 6, 2010 10:32:36 AM EDT
To: "david.tannenbaum" <[REDACTED] Exemption 6>
<[REDACTED] Exemption 6>
Subject: FW: DC circuit decision on Comcast

You must have seen this by now.

Aparna Sridhar
Policy Counsel
Free Press :: www.freepress.net
202 [REDACTED] Exemption 6
reform media. transform democracy.

From: Ben Scott ☐ **Sent:** Tuesday, April 06, 2010 10:28 AM ☐ **To:**
net ☐ **Subject:** DC circuit decision on Comcast

<http://pacer.cadc.uscourts.gov/common/opinions/201004/08-1291-1238302.pdf>

Ben Scott Policy Director Free Press :: www.freepress.net 202-
[REDACTED] Exemption 6
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From: David Tannenbaum

<[REDACTED] Exemption 6>

Date: April 6, 2010 11:02:55 AM EDT

To: Aparna Sridhar

<[REDACTED] Exemption 6>

Subject: **Re: FW: DC circuit decision on Comcast**

yyyyyyyyyyup. thanks. i foresee longer hours in the near future.

On Tue, Apr 6, 2010 at 10:32 AM, Aparna Sridhar

<[REDACTED] Exemption 6>

wrote:

You must have seen this by now.

Aparna Sridhar

Policy Counsel

Free Press :: www.freepress.net

[REDACTED] Exemption 6

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From: Ben Scott

Sent: Tuesday, April 06, 2010 10:28 AM

To: net

Subject: DC circuit decision on Comcast

<http://pacer.cadc.uscourts.gov/common/opinions/201004/08->

1291-1238302.pdf

Ben Scott
Policy Director
Free Press :: www.freepress.net
202  Exemption 6

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From: Aparna Sridhar <[REDACTED] Exemption 6 >
Date: April 6, 2010 11:11:34 AM EDT
To: David Tannenbaum <[REDACTED] Exemption 6 >
Subject: RE: FW: DC circuit decision on Comcast

Me too.

Aparna Sridhar
Policy Counsel
Free Press :: www.freepress.net
202 [REDACTED] Exemption 6
reform media. transform democracy.

-----Original Message-----

From: David Tannenbaum
[mailto:[REDACTED] Exemption 6]
Sent: Tuesday, April 06, 2010 11:03 AM
To: Aparna Sridhar
Subject: Re: FW: DC circuit decision on Comcast

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On Tue. Apr 6. 2010 at 10:32 AM, Aparna Sridhar
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You must have seen this by now.

Aparna Sridhar
Policy Counsel

Free Press :: www.freepress.net

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<http://pacer.cadc.uscourts.gov/common/opinions/201004/08-1291-1238302.pdf>

Ben Scott

Policy Director

Free Press :: www.freepress.net

202-

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From: David Tannenbaum

<[REDACTED] Exemption 6 [REDACTED]>

Date: October 14, 2010 3:45:15 PM EDT

To: Aparna Sridhar <[REDACTED] Exemption 6 [REDACTED]>

Subject: **help**

<http://imgtfy.com/?q=john+palfrey+net+neutrality>

From: Aparna Sridhar <[REDACTED] Exemption 6 >
Date: October 14, 2010 3:46:12 PM EDT
To: David Tannenbaum <[REDACTED] Exemption 6 >
Subject: **Re: help**
Reply-To: aparna@[REDACTED] Exemption 6

ha!

On Thu, Oct 14, 2010 at 3:45 PM, David Tannenbaum
<[REDACTED] Exemption 6 > wrote:
<http://imgtfy.com/?q=john+palfrey+net+neutrality>

William Kehoe

Subject: FW: Meeting w/ Free Press re: Nondiscrimination
Location: 5 South
Start: Mon 11/23/2009 3:30 PM
End: Mon 11/23/2009 4:00 PM
Recurrence: (none)
Meeting Status: Accepted

Bill D. said all y'all could attend if you wanted to.

From: WCBChief
Sent: Tuesday, November 17, 2009 10:39 AM
To: Sharon Gillett; Marcus Maher; Cathy Seidel; Donald Stockdale; William Dever; Claude Aiken; Jennifer Prime; Ruth Milkman; Blaise Scinto; Joel Taubenblatt; WCBChief; Claude Aiken
Cc: Jon Peha; Bruce Gottlieb; Shomik Dutta; Julius Knapp; David Tannenbaum; Zachary Katz; Walter Johnston; 'LeonStagg.Newman@fcc.gov'
Subject: Meeting w/ Free Press re: Nondiscrimination
When: Monday, November 23, 2009 3:30 PM-4:00 PM (GMT-05:00) Eastern Time (US & Canada).
Where: 5 South

From: Chris Riley <Exemption 6>
To: Sharon Gillett
Sent: Tue Nov 10 17:11:09 2009
Subject: Meeting request
Ms. Gillett,

I'd like to schedule a meeting with you and others in the Wireline Bureau to discuss nondiscrimination, if that is possible. I'd like to bring with me Robb Topolski and Sascha Meinrath of the Open Technology Initiative at New America Foundation, Joel Kelsey of Consumers Union, and Ben Scott from Free Press. Free Press and OTI recently released an engineering-focused policy brief on the subject of prioritization. Currently, looking at next week, we are all available Wednesday the 18th after 3 pm, Thursday the 19th after 2 pm, or any time on Friday. Please let me know if any of these times would be ok with you; I can supply others as needed. Thanks, and, hope you're well.

-- Chris
M. Chris Riley
Policy Counsel
Free Press :: freepress.net
202 Exemption 6
reform media. transform democracy.

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M. Chris Riley

Policy Counsel

Free Press :: freepress.net

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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Wednesday, January 19, 2011 2:14 PM
To: Tim Stelzig
Subject: Big Media Gets a Whole Lot Bigger

MEDIA REFORM DAILY



News of the movement for January 19, 2011

No Merger!

Big Media Gets a Whole Lot Bigger

Instead of regulating the telecom industry, the FCC's vote to approve Comcast's proposed acquisition of a majority stake in NBC Universal -- creating a conglomerate that will be the largest cable provider, the largest Internet provider and one of the largest producers of content in the United States -- represents the ultimate surrender to the demands of corporate America.

John Nichols, The Nation

Comcast Receives Approval for NBC Universal Merger

Comcast received government approval to acquire NBC Universal, emerging from a lengthy review with a list of conditions, the most important aimed at preventing the new media conglomerate from thwarting competition in online video.

Tim Arango and Brian Stelter, New York Times

Free Press Denounces FCC Approval of Comcast-NBC Merger

According to press reports, the FCC announced its decision, by a vote of 4-1, to approve the merger of Comcast and NBC Universal, one of the largest media mergers in history. The FCC endorsed the deal despite pledges by Barack Obama during the last presidential campaign to oppose greater media consolidation.

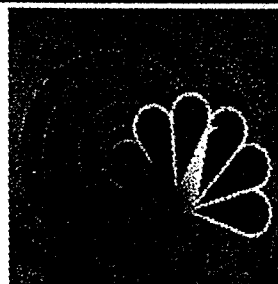
Free Press

FCC Blesses Comcast Merger and New Era of Media Monopoly

When Jullius Genachowski took the helm of the FCC in 2009, many predicted the chairman would restore confidence in an agency that has for too long placed corporate interests over the public interest. The new FCC chairman seemed to be the right man at the right time to lead this agency. But the FCC chairman has been anything but. And now with the Comcast-NBC Universal merger, Chairman Genachowski is ushering in a new era of media monopoly.

Joe Torres, Huffington Post

ACT NOW



There's no way to sugarcoat it. Wherever you live, the Comcast-NBC merger is a disaster. Let Washington know there are consequences to blessing this bad deal. **Pledge to stand with others to stop similar mergers and protect access to diverse voices and local choices in the media.**

IN OTHER NEWS...

FCC Feb. Agenda Includes a USF Reform Proposal
National Journal

FCC OKs Local Airing of Satellite Radio
Honolulu Star Advertiser

Consolidation Weighed for Newspaper Publishers
Wall Street Journal

Will the Strings Attached to the Comcast-NBC Deal Be Effective?

Both the FCC and the Justice Department have effectively cleared the way for Comcast to own a majority of NBC Universal, though the regulators did so with several strings attached to the deal. But the question remains: Will these rules do anything to protect consumers?

Chris Morran, The Consumerist

Comcast and NBC: Did the Feds Fold?

Comcast and NBC now have the government's blessing to set up a joint venture, increasingly controlled by Comcast, that will bring the nation's largest TV and Internet provider and one of the biggest creators of video content under the same management. Just what did the feds get for their approval?

Rob Pegoraro, Washington Post

Rockefeller: Very Disappointed in Comcast-NBC Conditions

Senate Commerce Committee Chairman Jay Rockefeller (D-W.Va.) said he was "very disappointed" that the FCC did not impose stronger conditions on the Comcast-NBC merger. The deal, which was approved by a 4-1 commission vote, with Democrat Michael Copps dissenting, contained many conditions, but Rockefeller said the consumer protections were not strong enough.

John Eggerton, Broadcasting & Cable

Indie Writers Fear Comcast Deal

Giving the green light to the Comcast-NBC Universal deal is stoking the growing fear among the creative community that the federal government isn't doing enough to protect independent voices on the airwaves and the Internet.

Brooks Boliek, Politico

DOJ -- Building a Platform

The Department of Justice, in its review of the Comcast-NBC merger, was charged with evaluating the claim that the proposed transaction would likely reduce competition for long-form video distribution to consumers -- giving Comcast leverage to raise its rivals' cost of doing business. Key to its review was that the DOJ considers "emerging online video distributors" to be part of the pool of future competitors whose interests need to be protected. They may have small market share now, but their potential competitive significance is huge.

Susan Crawford, Susan Crawford Blog

A Special Report on the Media and the Tucson Shooting

Project for Excellence in Journalism

Venezuela, Cuba Outfox U.S. with Fiber Optic Cable
Reuters

The App Market Is Heading for an App Store Showdown
GigaOM

UK Govt to Overhaul Media Regulation; Plan for New TV Channel
Wall Street Journal

Roku Adds First Linear Feed Cable Channel
CNet

Two Are Charged with Fraud in iPad Security Breach
New York Times

Apple Posts Record Sales on iPhone, iPad
Dow Jones

Starbucks Starts Accepting Mobile Payments Nationwide
Mashable

UPCOMING EVENTS

FCC January Open Meeting
Jan 25: Washington, DC

The Future of Journalism and Internet Access: The Nexus of Media, Technology, Policy and Politics
Feb 1: Stanford, CA

FCC February Open Meeting
Feb 8: Washington, DC

2011 Media That Matters conference
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L.A. Media Reform Summit 2011
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Arts Advocacy Day 2011,
Americans for the Arts
Apr 4-Apr 5: Washington,
DC

The National Conference for
Media Reform 2011
Apr 8-Apr 10: Boston, MA

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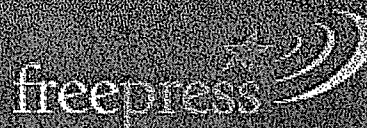
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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Thursday, January 13, 2011 1:52 PM
To: Tim Stelzig
Subject: Discrimination Just Isn't Reasonable

MEDIA REFORM DAILY



News of the movement for January 13, 2011

SAVE THE INTERNET .com

More on MetroPCS: Discrimination Just Isn't Reasonable

MetroPCS has plenty of tools at its disposal to manage its costs and the congestion that arises from heavy use -- tools that don't violate either the FCC's rules or the principles of nondiscrimination that lie at the heart of real Net Neutrality. But MetroPCS chose not to use these reasonable tools. Instead, it chose to offer a plan that blocked swaths of the Internet.

Chris Riley, SavetheInternet.com

MetroPCS Data Plans Violate Net-Fairness Rules, Groups Tell FCC

A coalition of public interest groups asked federal regulators to investigate whether new mobile Internet plans from MetroPCS violate open-Internet rules passed in late 2010.

Ryan Singel, Wired

MetroPCS Finds Itself in Net Neutrality Debate

MetroPCS unveiled a more affordable data plan for its faster 4G network, which allows for basic Internet browsing, access to YouTube but limited ability to tap into other websites. That specific access to one website, however, has become a point of contention with consumer advocate groups, which filed a complaint this week to the FCC, arguing that the company is selectively blocking certain sites.

Roger Cheng, Dow Jones

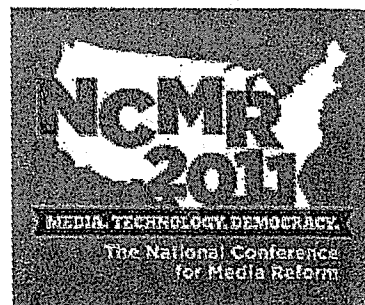
media policy AT THE FCC

FCC, Broadcasters Not on Same Wavelength

Broadcasters are once again fighting to keep the airwaves that carry their TV channels in what will be one of the biggest telecom lobbying battles of the year.

Kim Hart, Politico

DON'T MISS



2011 is upon us and there's no shortage of work ahead in the fight for media reform and media justice. That's why in April, we're thrilled to be hosting our fifth National Conference for Media Reform in Boston. Register today and take advantage of the discounted early bird rates!

IN OTHER NEWS...

Obama's Message in Grief: Talk in a Way that Heals
NPR

NPR Accuses Republican Lawmaker of Trying to Control Public Radio Stations
The Hill

New Media Helped, but Radio Delivered for Earthquake-Struck Haiti
Ars Technica

FCC Chief Worried About Congress Approving Spectrum Auctions

FCC Chairman Julius Genachowski voiced some doubts that Congress will approve spectrum auctions to open up more communications airspace.

Sara Jerome, The Hill

Upton: Spectrum Bill 'Likely' to Include Incentive Auctions

House Energy and Commerce Committee Chairman Fred Upton (R-Mich.) said that finding more spectrum to auction for broadband use will be "priority." He also said that it will "likely include voluntary incentive auctions," which will require Congress to authorize paying broadcasters and others to give up their spectrum.

John Eggerton, Broadcasting & Cable

No Merger!

Comcast-NBC Merger Expected to Have Net Neutrality Conditions

Federal regulators aren't expected to decide this week on whether to approve a merger of Comcast and NBC Universal, as they weigh placing conditions on Internet access, as well as other requirements.

Cecilia Kang, Washington Post

FCC Conditions Include Offering Stand-Alone Internet Access Service

According to the current FCC draft approval of the Comcast-NBC joint venture, Comcast will be required to deliver stand-alone Internet access for at least three years at a base price of \$49.95 and a minimum speed of 6 Mbps downstream.

John Eggerton, Broadcasting & Cable

FREE MY PHONE

iPhone Battle: Verizon vs. AT&T

For more than three years, iPhone owners have grumbled about dropped calls and slow service on AT&T, the exclusive cellular network for Apple's transformative device. Now they'll have the chance to see if Verizon can do any better.

Peter Burrows, Bloomberg News

Verizon iPhone's Impact on Google's Android: How Bad?

Over the last two years, Google's Android mobile operating system has surged out of nowhere to take a significant chunk of the smartphone market, anywhere from 15 to 25 percent, depending on whose numbers you use. Now, with Verizon's announcement that it will begin offering Apple's iPhone, Android faces a new and formidable competitive threat.

Sam Gustin, Wired

FCC's Open Access Provision Wouldn't Prevent LTE iPhone

The possibility of an iPhone running on Verizon's LTE network has shown a spotlight on a loophole in the open access provision the

Privacy Hawks Reopen Debate on Data

Politico

The Political Power of Social Media

Foreign Affairs

Facebook Changes Its Lobbying Status in Washington

USA Today

MySpace Layoffs Are Part of Broad Restructuring

Los Angeles Times

News Corp Considers MySpace Sale, What Happened?

Lost Remote

News Corp to Hold 'Confidential Talks' with Government on BSkyB Bid

The Guardian

Comcast May Not Have Rights to Stream TV to Tablets

The Consumerist

Fox, Sinclair Extend Carriage Agreement

MediaPost

Why Isn't the Internet Helping the Unemployed?

The Atlantic

Julian Assange: WikiLeaks Has 'Insurance Files' on Rupert Murdoch, News Corp.

Huffington Post

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World's Fair Use Day
Jan 13: Washington, DC

FCC January Open Meeting
Jan 25: Washington, DC

The Future of Journalism and Internet Access: The Nexus of Media, Technology, Policy and Politics
Feb 1: Stanford, CA

FCC set on spectrum Verizon uses to offer the network.
Nancy Gohring, Computerworld

Journalism and beyond

Haiti: One Year Later

One year after the earth shook under Haiti, TV news reporters and anchors, producers and photographers, looked at the devastation and the recovery with return trips, special reports, and interviews with celebrities making a difference.

Molly Stark Dean, TVNewser

The Year in News

Throughout 2010, one story remained a constant -- the narrative morphing and evolving to be sure, but usually conveying the same underlying message of apprehension: The top story of the year was the weakened state of the U.S. economy.

Project for Excellence in Journalism

'Blood Libel': How Language Evolves and Spreads Within Online Worlds

When Sarah Palin used the term "blood libel" to describe purported attacks on her and the Tea Party movement in the wake of Saturday's tragic shooting in Tucson, some were left wondering why the former governor would use a phrase historically associated with anti-Semitism. But, whatever the merits or demerits of Palin's usage, it didn't come out of nowhere.

C.W. Anderson, Nieman Journalism Lab

Reporter on Quest to Close 1964 Civil Rights Case

Stanley Nelson writes for a small weekly newspaper in the Louisiana delta. For the past four years, he has been obsessed with one story: Who threw gasoline into a rural shoe repair and dry goods shop in 1964 and started a fire that killed Frank Morris?

Kim Severson, New York Times

FCC February Open Meeting
 Feb 8: Washington, DC

2011 Media That Matters conference
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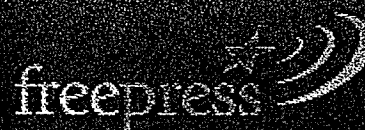
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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Friday, January 07, 2011 1:16 PM
To: Tim Stelzig
Subject: GOP Wiends Garlic Against FCC 'Vampires'

MEDIA REFORM DAILY



News of the movement for January 7, 2011

SAVE THE INTERNET

Net Neutrality Fight: GOP Wiends Garlic Against FCC 'Vampires'

The new, Republican-controlled House of Representatives started work, and it took only a few hours before anti-Net Neutrality legislation was introduced to stop the "vampires" at the FCC from imposing Net Neutrality on ISPs. FCC Chairman Julius Genachowski has been warned about his vampiric ways -- and now, Congress is after him with cloves of rhetorical garlic and stakes of legislative lumber.

Nate Anderson, Ars Technica

Anti-Neutrality Bill Would Strip FCC's Power over Internet

In response to the FCC's recent 3-2 vote to enact Net Neutrality rules, Rep. Marsha Blackburn (R-Tenn.) reintroduced a bill that would strip the FCC of authority to regulate the Internet.

Wendy Davis, MediaPost

media policy AT THE FCC

Meetings Multiply As FCC Vets Comcast-NBC Draft

A flurry of ex parte filings at the FCC in the Comcast-NBC Universal proceeding were posted as commissioners and their staff vetted the agency's draft approval of the deal and interested parties made their cases.

John Eggerton, Multichannel News

FCC: TV Stations Should Be Paid by U.S. to Vacate Airwaves

Congress should act quickly to authorize payments to television broadcasters who want to vacate their airwaves so wireless companies can offer fast-mobile Internet service, FCC Chairman Julius Genachowski said.

Todd Shields, Bloomberg News

Schools, Libraries Say They Need Faster Broadband

media minutes

This week: As regulators consider the proposed Comcast-NBC merger, Comcast has made several promises to keep its monopolistic tendencies at bay. But if history is any guide for media mergers, promises are made to be broken. And the 2010 P.U. Itzer's have been awarded to reporters who have given us the stinkiest moments in American journalism. **Listen here.**

IN OTHER NEWS...

Wiki Rehab
New Republic

Court Reverses Order
 Unmasking Politician's
 Critics
MediaPost

No iPhone, But 'Star Trek'
 Future from Verizon
New York Times

Boxee Announces Its First
 Network Content Deal
MediaPost

How to Replace Oprah?
 They're Working on It

A new FCC study found that while 95 percent of schools and libraries that receive e-rate funding have some terrestrial broadband connection to at least one facility, and while over half of those have it at speeds greater than 3 Mbps, 80 percent say it is not enough to meet their current needs.

John Eggerton, Multichannel News

Walden Plans Aggressive Oversight of FCC

When Republicans selected Rep. Greg Walden (R-Ore.) to head a powerful subcommittee that oversees telecom policy, they sent a blunt message about their dislike of the Democratic-controlled FCC. More than any other contender for the job, Walden has been scathing in his criticism of FCC Chairman Julius Genachowski.

David Hatch, National Journal

NewPublicMedia.org

Top NPR Official Stepping Down

National Public Radio's admission that it botched the handling of Juan Williams' termination last year, resulting in the resignation of its top news executive, seems certain to reignite a push by conservatives in Congress to cut government funding for the news organization.

James Rainey, Los Angeles Times

The Times Are Changing for Public Access Television

Budget cuts have left Seattle's public access television station in an extreme state of flux, and nobody's quite sure what the future of public TV will look like.

Conor Christofferson, KOMO

Journalism and beyond

Copyright Crapshoot Could Maim Social Media

Righthaven founder Steve Gibson is going after copyright infringers using the murky legal definition of fair use to power a sue-first strategy. Yet with sharing tools booming online, could clicking a Like button lead to a lawsuit?

John Patrick Pullen, Fortune

Hungarian Leader Takes on Foreign Critics

Hungary's prime minister, Viktor Orban, has faced a new blizzard of accusations that his brand of nationalist politics is undermining press freedom and victimizing Western European companies. At a recent news conference in the gilded splendor of the Hungarian Parliament, Orban bluntly conceded that it was "a bad start" -- and came out fighting.

Stephen Castle, New York Times

Helen Thomas, After a Stumble, Returns as Columnist

As a political reporter and columnist for a half-century, Helen Thomas witnessed her share of career crashes and rebirths in Washington. Now, seven months after being forced from her job over insensitive comments about Jews, she can add her own name to that list.

Jeremy W. Peters, New York Times

New York Times

MySpace to 'Shut Down the Majority of Its International Operation'

Daily Telegraph

Facebook Sets Stage for IPO Next Year

Wall Street Journal

Twitter Sees New Record of 6,939 Tweets Per Second

WebProNews

Coming Soon: Net-Connected Ovens, Washing Machines and More

San Jose Mercury News

UPCOMING EVENTS

World's Fair Use Day
Jan 13: Washington, DC

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Jan 25: Washington, DC

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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Thursday, January 06, 2011 1:17 PM
To: Tim Stelzig
Subject: Future of the Internet Unclear

MEDIA REFORM DAILY

freepress

News of the movement for January 6, 2011

SAVE THE INTERNET.com

The FCC's Net Neutrality Rules Leave the Future of the Internet Unclear

Last month, the FCC approved rules that regulate Network Neutrality. Yet the rules, as written, seem to please almost no one. Opponents of regulation believe there is too much of it. Net Neutrality advocates believe the rules are too weak.

Fiona Morgan, Independent Weekly

Net Neutrality? The FCC Hopes You'll Make an App for That

The FCC announced a competition for apps that will check if mobile carriers are blocking online video sites, slowing down VOIP services that compete with them or are monkeying around with the sites a user is trying to visit. It was exactly this kind of citizen-sleuthing that heated up the Net Neutrality debate.

Ryan Singel, Wired

Is MetroPCS 4G a Walled Garden Without Skype and Netflix?

Does MetroPCS' new service exclude Skype and Netflix? Based on recent research, the preliminary answer to that question appears to be yes. The MetroPCS 4G rollout suggests that some sectors of the wireless industry plan to move in a very different direction than just described.

Matthew Lasar, Ars Technica

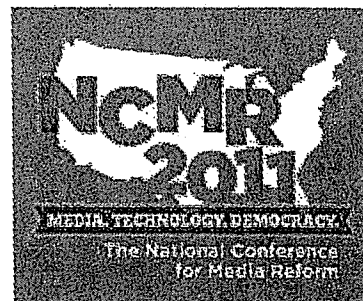
Republicans Challenge FCC's Net Neutrality Order

House Republicans are wasting no time going after the FCC's controversial Net Neutrality order. Rep. Marsha Blackburn (R-Tenn.) filed the Internet Freedom Act, asserting that the authority to regulate the Internet rests with Congress, not the FCC.

Katy Bachman, MediaWeek

media policy AT THE FCC

DON'T MISS



2011 is upon us and there's no shortage of work ahead in the fight for media reform and media justice. That's why in April, we're thrilled to be hosting our fifth National Conference for Media Reform in Boston. Register today and take advantage of the discounted early bird rates!

IN OTHER NEWS...

Some at Show Aren't There for Gadgets
Politico

The State Department Has \$30 Million to Spend on Internet Freedom
Fast Company

Pay TV Industry Moves to Adapt to Internet Age
Los Angeles Times

Comcast's 'TV Everywhere'

Copps, Genachowski Praise LPFM Law

"I have been waiting for this day for a long, long time." So says FCC Commissioner Michael J. Copps, reacting to the signing of the Local Community Radio Act, which will allow more low-power FM stations onto the dial. FCC Chairman Julius Genachowski called the legislation "a big win for radio listeners."

Radio World

FCC to Take on Public-Safety Network Without Addressing D-Block Controversy

The FCC has tentatively scheduled a January vote on broadband for first responders, but the item will not address the controversial spectrum issue that has divided key lawmakers on how to get police and firemen a mobile connection.

Sara Jerome, The Hill

FCC January Agenda Includes Public Safety Item

The FCC released its tentative agenda for its January public meeting and included a proposed rule to ensure a public safety broadband network is interoperable nationwide.

Juliana Gruenwald, National Journal

The FUTURE of the INTERNET

How Obama's Bid to Expand Internet Access Ran into Big Trouble

President Obama has made closing the digital divide a priority, and when he signed the American Recovery and Reinvestment Act, he declared that we would "renew our information superhighway." The stimulus allotted \$7.2 billion for the increase of broadband use in rural and underserved areas. Those billions of dollars have been spent, and yet, we are only slightly better off than we were at the outset.

Tiffany Stanley, New Republic

Like Netflix, Roku Underestimates Per-Byte Broadband Threat

Netflix CEO Reed Hastings is reportedly unconcerned by the looming threat of low broadband usage caps and high per gigabyte overages. Like Hastings, Roku CEO Anthony Wood also seems to be taking the cap and meter threat rather lightly. It's not really clear what broadband market Hastings and Wood are looking at.

Karl Bode, Broadband Reports

Michigan Hopes to Recover with Help of Technology

Michigan certainly won't have the political pull of other tech-focused states such as California. But by attracting investors and entrepreneurs, it is hoping to generate a new tech-focused economy that will help cities like Detroit recover from the collapse of the auto industry.

Jennifer Martinez, Politico

Journalism and beyond

The Newsonomics of Tablets Replacing Newspapers

Plan Starts with iPad

MediaPost

Facebook, States Reach Agreement

National Journal

Goldman Flooded with Facebook Orders

Wall Street Journal

What Would the Police Find if They Searched Your Phone?

GigaOM

AT&T to Sell iPhone 3GS for \$49

CNet

Qualcomm Acquires Atheros for \$3.1 billion

Datamation

Internet Sales Tax Could Ease State Deficit

San Francisco Chronicle

ESPN3D Goes 24/7 in February

MediaPost

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FCC February Open Meeting
Feb 8: Washington, DC

2011 Media That Matters conference
Feb 10: Washington, DC

L.A. Media Reform Summit 2011
Feb 26: Los Angeles, CA

FCC March Open Meeting
Mar 3: Washington, DC

NTEN 2011 Lobby Day and Annual Conference
Mar 17-Mar 19:
Washington, DC

Arts Advocacy Day 2011,

Publishers are just beginning to ask themselves, what if news consumers like tablets so much and so quickly that print readers flee from musty, old newsprint even more quickly? What if newspaper readers, pivotal early adopters of the iPad, decide they really don't need the paper anymore -- that they've got the paper, in almost-paper-like form right in front of them, more environmentally friendly and updating throughout the day?

Ken Doctor, Nieman Journalism Lab

Americans for the Arts
Apr 4-Apr 5: Washington, DC

The National Conference for Media Reform 2011
Apr 8-Apr 10: Boston, MA

The Man Who Spilled the Secrets

The collaboration between WikiLeaks founder Julian Assange and some of the world's most respected news organizations began at *The Guardian*. What followed was a clash of civilizations as *Guardian* editors and their colleagues at the *New York Times* and other media outlets struggled to corral a whistle-blowing stampede amid growing distrust and anger.

Sarah Ellison, Vanity Fair

Former Huffington Post Chief Is Hired to Run Glenn Beck Site

Looking to further expand his growing media presence, Glenn Beck, the conservative talk-show host, has hired a one-time chief executive of the left-leaning Huffington Post to lead his new website, *The Blaze*.

Bill Carter, New York Times

Newsweek Hires Publisher

After months of staff turmoil including a new owner, editor and chief executive and scores of lower-level departures, the management ranks at *Newsweek* are beginning to stabilize. The magazine has named a new publisher, Ray Chelstowski, a former publisher of *Rolling Stone* and *Entertainment Weekly*.

Jeremy W. Peters, New York Times

Hungary Under Fire for Media Law As It Prepares to Take EU Helm

European human rights and Internet groups are urging the European Union to pressure Hungary to change a controversial media law that went into effect at the beginning of the month and places new restrictions on Internet and other content providers.

Juliana Gruenwald, National Journal

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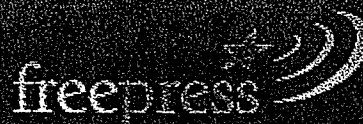
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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Wednesday, January 05, 2011 1:44 PM
To: Tim Stelzig
Subject: Comcast Is No Savior for Local News

MEDIA REFORM DAILY



News of the movement for January 5, 2011

No Merger!

Comcast Is No Savior for Local News

Comcast's promise to support local nonprofit journalism organizations looks good at first glance. These new news startups are filling the gaps left by commercial media, and they need more resources. But let's be clear: This gesture is no reason to approve Comcast's takeover of NBC Universal.

Josh Stearns, StopBigMedia.com

TV, Internet and the Merger: What's Best for Consumers?

Comcast's plan to acquire a majority stake in NBC Universal -- marrying the king of distribution with a household name in programming -- is likely to make free Internet TV trickier, not easier.

John Dunbar, Investigative Reporting Workshop

As FCC Mulls Comcast-NBC Merger, Groups Complain Company Is Withholding Key Documents

The FCC is in the home stretch of its review of the merger of Comcast and NBC, but Bloomberg and a coalition of public interest groups are complaining that key documents have still not been produced by the cable giant.

Jenna Greene, Blog of Legal Times

Comcast-NBC Vote Not on FCC's Jan. 25 Public Meeting Agenda

It appears the FCC is expecting to have voted the Comcast-NBC merger on circulation before Jan. 25, or at least it currently has no plans to schedule a public vote on the deal at the Jan. 25 meeting, as some had speculated it might.

John Eggerton, Multichannel News

SAVE THE INTERNET

MetroPCS LTE Plans to Charge More for VoIP and

DON'T MISS



2011 is upon us and there's no shortage of work ahead in the fight for media reform and media justice. That's why in April, we're thrilled to be hosting our fifth National Conference for Media Reform in Boston. Register today and take advantage of the discounted early bird rates!

IN OTHER NEWS...

The Year Ahead for Media:
Digital or Die
Wall Street Journal

Winners and Losers in
Media and Technology
San Antonio Current

U.S. Government Getting
More Interested in IPv6
Ars Technica

Bell Canada to Levy \$1 Per
Gigabyte Penalty on Heavy

Streaming

MetroPCS's discounted 4G LTE mobile broadband plans aren't just the beginning of a possible price war. The announcement represented a long-talked about tactic of wireless ISPs charging for content at different rates and potentially favoring their own services while charging more for access to rivals. The company appears poised to test the latest Net Neutrality rules enacted by the FCC.

Ryan Kim, GigaOM

Metro PCS Data Plan Draws Protest from Net Neutrality Advocates

A new pricing plan by Metro PCS has prompted some advocates to complain that the wireless company is violating Net Neutrality principles.

Wendy Davis, MediaPost

What Happened to Net Neutrality?

Given the frenetic closing days of 2010 in Washington politics, it is not surprising that the Dec. 21 decision by the FCC on Network Neutrality was barely noticed. Unless you are a communications industry executive or one of the lawyers, lobbyists, or advocacy groups in a long-running debate, this fundamental move to regulate the technologies that increasingly manage our business or personal activities could not have made much of an impact. But it should have.

Peter Osnos, The Atlantic

Net Neutrality? Not at the Coffee Shop

Net Neutrality rules arrived just before Christmas, but they won't apply to Kindles, coffee shops or dial-up Internet. And they won't apply to Google.

Nate Anderson, Ars Technica

NewPublicMedia.org

'He Signed You, Bill -- Now You're a Law'

President Barack Obama signed the Local Community Radio Act into law. This decisive victory caps a 10-year struggle for communities looking to grab a slice of the local airwaves. The new law will open up hundreds of new potential frequencies for licensing low-power FM radio stations -- noncommercial, hyper-local radio stations that are run by nonprofits.

Candace Clement, NewPublicMedia.org

LPFM Expansion: It's Official

Yes, the Local Community Radio Act of 2010 finally passed both the House and Senate almost two weeks ago. But it's not official until the president signs it. And he has.

Paul Riismandel, Radio Survivor

KCET-TV Still Delivers the News -- or Does It?

KCET's daring and possibly foolish flight away from the PBS network has been in force only since New Year's Day, but it doesn't seem too early to guess that one program in the station's new lineup will not win a lot of fans.

James Rainey, Los Angeles Times

Users

FierceTelecom

Struggling Borders to Meet with Publishers

New York Times

A Profit Is Forecast in the First Year for Oprah's Network

New York Times

Smart Phone Banking on the Rise, But Is It Safe?

NPR

American Airlines in Fee Battle with Web Agencies

New York Times

Under Murdoch, Klein Pay in the Millions

Reuters

UPCOMING EVENTS

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Jan 13: Washington, DC

FCC January Open Meeting
Jan 25: Washington, DC

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media policy AT THE FCC

An Ex-Regulator's Predictions for 2011

The FCC has just finished a busy few months, first voting on a Net Neutrality order and then circulating a Comcast-NBC order to the full Commission, which will likely be finalized in the next few weeks. So with the two biggest issues of 2010 in the rearview mirror, what's next for FCC world in the new year?

Bruce Gottlieb, National Journal

FCC Loses Another Indecency Case

Broadcasters won another round in their fight against a FCC crackdown on rude language and racy images in network television.

Amy Schatz, Wall Street Journal

Groups Gearing Up for Possible Retransmission Dispute Changes

The National Association of Broadcasters is taking its fight to limit efforts to overhaul the current process for resolving fee disputes between broadcasters and cable firms to its viewers, while critics of that process are pushing the FCC to make changes.

Juliana Gruenwald, National Journal

Groups Push FCC to Find, Flex Its Retrans Muscle

Public Knowledge, joined by the New America Foundation and the Benton Foundation, is urging the FCC to weigh in to the retransmission issue with all the power they argue the agency already has at its disposal, including possibly regulating the rates broadcasters are increasingly charging for their TV station signals and mandating that they keep supplying their signals to MVPDs during disputes.

John Eggerton, Multichannel News

Journalism and beyond

Gannett Imposes One-Week Furlough

Gannett Co. said all non-union employees in its U.S. community newspaper unit will be required to take a one-week furlough during the first quarter of the calendar year due to continuing revenue declines in that division.

Russell Adams, Wall Street Journal

Internet Gains on Television As Public's Main News Source

The Internet is slowly closing in on television as Americans' main source of national and international news. Currently, 41 percent say they get most of their news about national and international news from the Internet.

Pew Research Center

American Media's True Ideology? Avoiding One

In a media landscape littered with opinionated talk show hosts and ideology-driven websites, strong points of view are hardly tough to find. But media critic Jay Rosen says mainstream news reporters don't disclose what they believe enough of the time.

David Folkenflik, NPR

Pakistan Was Deadliest for Reporters Last Year

Of the 44 journalists who were killed worldwide while working in 2010, 8 died in Pakistan, making it for the first time the deadliest country for reporters, according to a study released by the Committee to Protect Journalists.

J. David Goodman, New York Times

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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Tuesday, January 04, 2011 1:39 PM
To: Tim Stelzig
Subject: Don't Stifle the Internet

MEDIA REFORM DAILY



News of the movement for January 4, 2011

SAVE THE INTERNET

Don't Stifle the Internet

Open access and wide opportunity to the vibrant universe of content creators have defined the Internet's continuing success. But huge power naturally flows to those who control not content, but channels. Restraining that power is essential if the promise of the Internet isn't to be yet another weathered skull.

Edward Wasserman, Miami Herald

On the Internet, the Pipes Shouldn't Control the Content

The FCC's critics should cool their jets. This is hardly a case of government overreach or excess regulation. The original architecture of the Internet was created by government and universities. Its usefulness was greatly enhanced over the years by companies such as Microsoft, Apple and Google, much more so than by AT&T, Verizon and Comcast. Yet it is now these latter types of companies that are demanding to become its gatekeepers.

USA Today

Free Press Urges FCC to Investigate MetroPCS 4G Service Plans

MetroPCS has announced changes to its 4G service plans that offer a glimpse of the future of the mobile Internet, as blessed by the FCC, where carriers, not users, decide what content is important. The FCC must not stand idly by while carriers are engaging in anti-consumer and anti-competitive behavior. The agency should investigate.

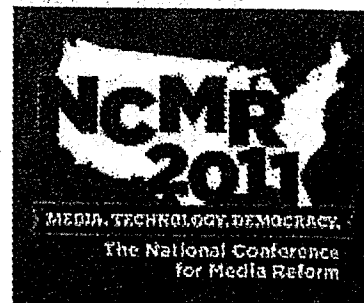
Free Press

media policy AT THE FCC

**Comcast-NBC Merger Watch: No Decision This Week As
Feds Look to CES**

With all five members of the FCC planning to attend the Consumer

DON'T MISS



People everywhere have had enough of media that are corrupt, that fail to inform and that stifle free speech. But here's the thing: If we change the media, we can change the world. Register for the 2011 National Conference for Media Reform today. It's time to take our media back.

IN OTHER NEWS...

Are One in Four of You Really Going to Cut Cable, Switch to Web Video?
AllThingsDigital

TV Viewing Continues to Edge Up
New York Times

Goldman Sachs Gives Mark Zuckerberg 450 Million Reasons to Change His Privacy Settings

Electronics Show in Las Vegas, regulators aren't expected to wrap up their evaluation of Comcast's proposed merger with NBC Universal this week.

Cecilia Kang, Washington Post

So Long, Broadband Duopoly? Cable's High-Speed Triumph

Broadband users have long been skeptical of the duopoly situation in the U.S. Internet market, which often feels like "pick your poison": Telephone company or cable company. "Where's the real competition?" they cry, pointing to other countries with healthy ISP markets. Will they one day look back at the U.S. duopoly situation with something like longing?

Nate Anderson, Ars Technica

Journalism and beyond

A Clear Danger to Free Speech

If we grant the government too much power to punish those who disseminate information, then we risk too great a sacrifice of public deliberation; if we grant the government too little power to control confidentiality at the source, then we risk too great a sacrifice of secrecy. The answer is thus to reconcile the irreconcilable values of secrecy and accountability by guaranteeing both a strong authority of the government to prohibit leaks and an expansive right of others to disseminate information to the public.

Geoffrey R. Stone, New York Times

Why Journalists Aren't Standing Up for WikiLeaks

Why are American journalists hesitant to speak up for WikiLeaks founder Julian Assange? There are essentially three reasons.

Ben Adler, Newsweek

Bay Guardian, SF Weekly Reach Antitrust Settlement

The *Bay Guardian* and *SF Weekly* announced a settlement of the *Guardian's* antitrust suit that led to a \$21 million jury verdict against its rival for selling ads below cost.

Bob Egelko, San Francisco Chronicle

Taiwan Press Freedoms Are Eroding, Critics Say

Freedom of speech and of the press are among the most lauded achievements of Taiwan's democratic transition since martial law was lifted more than two decades ago. Yet many observers say that the glitter of the island republic's free press has been overrated, especially in a highly commercialized news culture that is both deeply partisan and prey to political favors.

Julian Baum, Christian Science Monitor

Fast Company

After the Skype Ban:
China's Changing Online
Landscape

Fast Company

CenturyLink-Qwest Deal
Advances in Washington
State

Connected Planet

Jam Prisoners' Cell Phone
Calls? New Federal Report
Explores Possibilities
Los Angeles Times

LimeWire Seeks Data from
Amazon in Bid to Avoid Big
Payout to RIAA

Ars Technica

Myspace Plans Layoffs
Wall Street Journal

Once Again, Out of Bounds
at ESPN
Washington Post

Oprah Makes Modest Cable
Debut
MediaPost

Netflix to Get Its Own
Button on TV, Blu-Ray
Remotes
Lost Remote

The Verizon iPhone:
Coming Soon
AOL

Law Prohibiting Text
Message Spam Not
Unconstitutional
MediaPost

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2/15/2011

From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Thursday, December 23, 2010 1:33 PM
To: Tim Stelzig
Subject: Don't Rubber-Stamp the Comcast Merger

MEDIA REFORM DAILY



News of the movement for December 23, 2010

The Media Reform Daily will take a short break between Dec. 24-Jan 2. We'll be back on Jan. 3, 2011 with the important media policy news of the day. Until then, please check our newswire for the latest news. Happy Holidays!

No Merger!

Free Press to FCC: Don't Rubber- Stamp the Comcast Merger

Comcast may be rushing to get this deal done as quickly as possible, but the FCC should put down its rubber stamp and be sure it has reviewed all the evidence and reflected on the long-term impacts of more media consolidation. This is clearly too much media power resting in the hands of one company, and the five commissioners of the FCC have the duty to protect the public, promote competition for consumers, and preserve the free and open Internet.

Free Press

FCC Chair to Approve Comcast-NBC Merger with Conditions for Program Sharing

The chairman of the FCC issued a draft order approving Comcast's proposed merger with NBC Universal, putting the deal up for vote before the agency's other members. The draft order now goes before the other four commissioners, who may suggest changes. Analysts expect the merger to be approved and that the federal review will be finalized in January.

Cecilia Kang, Washington Post

Why Comcast-NBC Matters

The Comcast-NBC merger has more angles than a marathon trick-billiards match, but the most important one is this: Comcast is mostly a distribution company with unconstrained pricing power. Where Comcast is doing business, Comcast is or soon will be consumers' only choice for high-speed Internet access.

Susan Crawford Blog

FCC Chair Suggests OK to Comcast-NBC Merger

The chairman of the FCC proposed a roadmap with conditions

ACT NOW



FCC Chairman Julius Genachowski is trying to spin the media that his toothless Net Neutrality decision is a win for Internet users. We're not going to let him get away with that. **Pledge to keep fighting for real Net Neutrality.**

IN OTHER NEWS...

Coalition Cautions Against Action that Undermines Net Freedoms
National Journal

CIA Launches Task Force to Assess Impact of U.S. Cables' Exposure by Wikileaks
Washington Post

allowing Comcast to complete its planned purchase of NBC Universal. That timeline could set up a final green light for the merger sometime in January.

Tony Romm, Politico

SAVE THE INTERNET COM

Not Neutrality

By failing to protect the open Internet, FCC Chairman Julius Genachowski has put at risk one of the essential needs of any healthy democracy: our right to freely access information, engage in political discourse and govern ourselves. But this bad rule is not the end of the story. Free Press and our many allies are going to keep fighting to secure your right to an Internet without gatekeepers.

Tim Karr, SavetheInternet.com

The Internet As We Know It Is Still at Risk

There is good news and bad news about the FCC's Net Neutrality order. The proposal approved today is better than the original circulated by FCC Chairman Julius Genachowski, but it is not nearly strong enough to protect consumers or preserve the free and open Internet. The FCC must vigorously enforce these new regulations -- and it must follow through on addressing wireless discrimination going forward."

Sen. Al Franken, Huffington Post

What Do the FCC's Net Neutrality Rules Mean for You?

What do the FCC's Net Neutrality rules mean to you? The basic news is that those rules give the Commission the authority to step into disputes about how Internet service providers are managing their networks or initiate their own investigations if they think ISPs are violating its rules.

Chloe Albanesius, PC Magazine

Be Careful What You Wish For

The FCC's Net Neutrality order passed Tuesday on a 3-2 vote, but it's not very promising. It has some restraints on network management practices for wired systems, but a far less strict protocol for mobile and wireless networks and little control of paid prioritization marketing schemes.

Tracy Rosenberg, Huffington Post

No Constituency for Net Neutrality Compromise

The only people who will care about Net Neutrality to the point of translating their beliefs into electoral activism are highly engaged consumer activists and corporate interest groups. As such, the political ramifications of a Net Neutrality decision that angers both most of the corporate world and consumer advocates is a lose-lose for the administration that enacts the decision.

Chris Bowers, Daily Kos

On the Waterfront with the FCC

The great irony for all the strum and drang surrounding the FCC's actions on Net Neutrality is that they could end up being toothless. For all of the overheated rhetoric about a "government takeover" of the Internet, and for all of the news stories about regulating Internet traffic, the situation at the end of the day is much less

WikiLeaks Joins Forces with Billionaire Lebedev
Bloomberg

U.S. Responds to E.U. Comments on Data Protection
Washington Post

How Uncle Sam Invented Television
Ars Technica

Obama's Deputy CTO Leaves to Launch Start-Ups
Washington Post

Tribune's New Management Team Releases Update Conduct Code
Poynter Institute

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2011 Media That Matters conference
Feb 10: Washington, DC

L.A. Media Reform Summit 2011
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clear.

Art Brodsky, Public Knowledge

President Obama's Christmas Gift to AT&T (and Comcast and Verizon)

One of President Barack Obama's signature campaign promises was to protect the freedom of the Internet. Jump ahead to December 2010, where Obama is clearly in the back seat, being driven by Internet giants like AT&T, Verizon and Comcast. With him is his appointed chairman of the FCC, Julius Genachowski, his Harvard Law School classmate and basketball pal who just pushed through a rule on Net Neutrality that Internet activists consider disastrous.

Amy Goodman, TruthDig

FCC: Yup, We're Going to Stop 'Paid Prioritization' on the Net

The FCC is releasing the details of its new Net Neutrality order in stages. Although the FCC's new ban on "unreasonable discrimination" for wired ISPs allows certain kinds of traffic discrimination (not all bits need be equal), the agency made clear that "paid prioritization" deals with Internet companies are unlikely to be allowed. But will it hold up in court?

Matthew Lasar, Ars Technica

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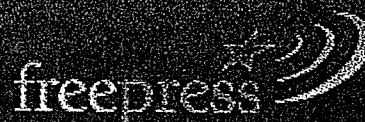
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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Wednesday, December 22, 2010 1:41 PM
To: Tim Stelzig
Subject: The Internet Splits in Two

MEDIA REFORM DAILY



News of the movement for December 22, 2010

SAVE THE INTERNET

The Internet Splits in Two

The FCC ruling on Net Neutrality shifts billions in profits and boils down to one fact: There will soon be a fast Internet for the rich and a slow Internet for the poor. We are going from Phase One, where everything is free and open and untamed, into Phase Two, which is all about centralization, consolidation, control -- and money.

Dan Lyons, Daily Beast

Rep. Waters: FCC Net Neutrality Rules Could Harm Minorities

Rep. Maxine Waters (D-Calif.) said that she was "very concerned" that the FCC's just-adopted Net Neutrality regulations are "insufficient and harmful to many American consumers," and will create a mobile digital divide.

John Eggerton, Multichannel News

Net Neutrality -- Obama Caves

The FCC has made a ruling about Net Neutrality -- which doesn't give the public Net Neutrality. Cenk Uygur of the Young Turks talks with Tim Karr of Free Press about what the new rules will mean for Internet users and innovators. (Video 18:22)

The Young Turks

Obama Flip-Flop: FCC Vote Could End Net Neutrality

When President Barack Obama was running for office three years ago, he pledged to support the principle of a free and open Internet, saying, "I will take a backseat to no one with regards to Net Neutrality." Fast-forward to today, and the FCC chair that Obama appointed has held a vote that could end Net Neutrality.

Democracy Now!

FCC Adopts Net Neutrality Rules

Federal regulators have issued new rules that ultimately will affect how Americans access videos over the Internet and how carriers charge for content. The new rules codify FCC guidelines that

ACT NOW

KEEP FIGHTING

FCC Chairman Julius Genachowski is trying to spin the media that his toothless Net Neutrality decision is a win for Internet users. We're not going to let him get away with that. **Pledge to keep fighting for real Net Neutrality.**

IN OTHER NEWS...

On the Media: A Plea for Honesty in Paid TV Pitches
Los Angeles Times

Broadband: Four Legislative Steps to Ensure Economic Growth
Progressive States Network

Forget Getting Netflix or Hulu Plus on TiVo-Made Cable DVRs
Ars Technica

Searching for the Future of

instruct network carriers not to block or discriminate against Internet content providers, while giving them broad latitude to experiment with measures that might include differential pricing or traffic controls to manage their networks.

Tom Abate, San Francisco Chronicle

Open Internet Supporters Lash Out at 'Fake Net Neutrality'

Open Internet supporters say the Net Neutrality agreement worked out by FCC Chairman Julius Genachowski falls far short of their goal. They complain that the compromise with AT&T and other Internet service providers could be "worse than nothing," in the words of Sen. Al Franken (D-Minn.).

Brian Montopoli, CBS News

FCC's New Net Neutrality Rules Make Nobody Happy

Well, it's here. The FCC announced it had finally reached a deal on regulating Internet service providers. The long awaited vote means that there are finally rules to how the Internet is run and managed -- well, sorta. The loudest criticism of the plan is that AT&T and Verizon lobbyists have won a free pass from President Obama's FCC.

Jamilah King, ColorLines

What the FCC Did to Net Neutrality Today

Although we don't know exactly what the FCC did today, we have a good sketch of the rules, and it comes in three parts: Transparency about what fixed broadband providers are doing to manage traffic on their network (and yes, the irony is an obvious one), a ban on traffic blocking, and a prohibition against network providers discriminating against certain sources of online traffic, such as the video service that happens to compete with their own.

Nancy Scola, Tech President

Net Neutrality: FCC Approves Regulation of Internet Providers

Critics of the FCC's Net Neutrality rules warn those steps could include implementation of usage-based pricing for accessing the Internet at home and preferential treatment for companies that pay extra for "fast lanes." They say service providers could also begin to pick and choose which websites can run faster than others over their networks.

Devin Dwyer, ABC News

FCC Internet Rules Alienate Everyone

The FCC has approved a Net Neutrality plan that allows government regulation of Internet traffic for the first time. The agency says the rule will prevent Internet providers from blocking sites owned by their rivals. But critics say it could lead to higher fees for consumer Internet access. In short, no one is happy. Even the FCC was bitterly divided over the issue.

Steve Rosenbush, Portfolio

Apple Co-Founder Wozniak: New Rules Not Enough

Apple co-founder Steve Wozniak was at the FCC for what he called a historic vote to protect Internet users. He said that the Net Neutrality rules approved by the FCC were a good first step, but that the measure didn't go far enough to protect wireless phone users.

Cecilia Kang, Washington Post

Television

Technology Review

News Corp. Gets Antitrust Approval for BSkyB Bid, but 'War' Is Declared

The Wrap

Times Sues City Police, Saying Information Has Been Illegally Withheld

New York Times

Wikileaks App Dropped by Apple; Wikileaks Picked Up by Reporters Without Borders

Washington Post

Automated Game Stories to Make Sports Writers Obsolete

Business Insider

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Network Neutrality Battle Won, but More Fighting Looms

The FCC approved new regulations prohibiting anticompetitive behavior on the Internet, but the political battle sparked by Net Neutrality is far from over.

David Hatch, National Journal

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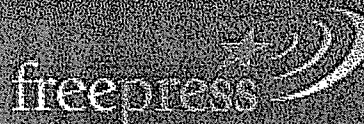
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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Tuesday, December 21, 2010 4:16 PM
To: Tim Stelzig
Subject: FCC Net Neutrality Order a 'Squandered Opportunity'

MEDIA REFORM DAILY



News of the movement for December 21, 2010

SAVE THE INTERNET.com

Free Press: FCC Net Neutrality Order a 'Squandered Opportunity'

We are deeply disappointed that the chairman chose to ignore the overwhelming public support for real Net Neutrality, instead moving forward with industry-written rules that will for the first time in Internet history allow discrimination online. This proceeding was a squandered opportunity to enact clear, meaningful rules to safeguard the Internet's level playing field and protect consumers.

Free Press

Obama FCC Caves on Net Neutrality

The FCC's Net Neutrality rule is so riddled with loopholes that it's become clear that this FCC chairman crafted it with the sole purpose of winning the endorsement of AT&T and cable lobbyists, and not defending the interests of the tens of millions of Internet users. For the first time in the history of telecommunications law, the FCC has given its stamp of approval to online discrimination.

Timothy Karr, Huffington Post

FCC Net Neutrality Rules Slammed from All Sides

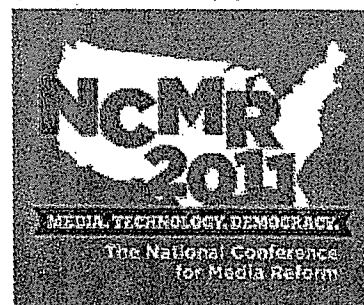
The federal government's new Internet policy was met with boisterous criticism from all sides of the political spectrum. There was one group, however, which seemed content with the new rules: the nation's cable and telecommunications companies, including AT&T, Comcast and Verizon -- the very group the policy was designed to oversee.

Ryan Singel, Wired

Telecoms Appear on Brink of Victory in Net Neutrality Fight

Expect the FCC's Net Neutrality rules to be about as good as most deals Democrats seem to cut, which means that it is not very good at all. What's particularly frustrating about this instance of Democratic "compromise" is that there was no need to compromise at all. Democrats hold the majority in an unelected regulatory body, and will during 2011-2012 as well. Still, the

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IN OTHER NEWS...

The Looming Cable Monopoly
Yale Law and Policy Review

Put People First in Comcast-NBC Merger
Bangor Daily News

The End of Hulu as We Know It (and Comcast Feels Fine)
Paid Content

telecoms won anyway. To call it sad is an understatement.
Chris Bowers, Daily Kos

Internet Rules to Get Go Ahead by U.S. Regulators

Controversial new rules affecting the running of the Internet are expected to be approved by U.S. regulators today. The rules have been criticized for setting different standards for fixed line broadband and mobile operators. For the first time, there will be a policy that will allow for what has been termed "paid prioritization," where companies will be able to pay for a faster service.

Maggie Shiels, BBC

It's Here: FCC Adopts Net Neutrality (Lite)

After years of debating, infighting, wrangling in court, and mostly just waiting, the FCC has approved an Order that will adopt Net Neutrality rules -- but it's not what backers of the idea thought they'd be getting. The regulations ban content blocking and require transparency from ISPs. They also require network management and packet discrimination to be "reasonable," but they exempt wireless broadband from all but the transparency and blocking rules.

Matthew Lasar, Ars Technica

FCC Makes Net Neutrality Rules Official

The FCC officially adopted controversial Net Neutrality rules, but the fight is far from over as the FCC's authority to create and enforce these rules may still be questionable. Chairman Genachowski did not address the question of legal authority in his comments.

Marguerite Reardon, CNet

FCC Adopts First Open Internet Regulations

The FCC voted along strict party lines Tuesday to adopt regulations on Internet access. The meeting was characterized by cordial delivery of scathing dissents by the Republicans and a less than enthusiastic concurrence by swing vote Michael Copps, who said he had seriously considered dissenting before concluding it was at least a first step in the right direction.

John Eggerton, Broadcasting & Cable

Verizon Weighing Lawsuit Against FCC

Verizon, the nation's second largest telecommunications carrier, may seek to overturn the historic open Internet rules to be approved by the FCC. Sources said the option is on the table, but cautioned that no final decision has been made. The company will review the details of the new "network neutrality" rules set for adoption by the agency to gauge its next move.

David Hatch, National Journal

Vote on Network Neutrality May Alter the Way We Listen Online

The Internet hasn't been good to traditional record labels, but for musicians like Damian Kulash, lead singer of the band OK Go, it's opened up a new channel for creativity. But many Internet service providers -- such as Comcast, Verizon and AT&T -- would like to have more control over the Internet service they provide to homes. And the FCC is proposing rules that could threaten the freewheeling environment that is the Internet as we know it.

Laura Sydell, NPR

Discovery Says Dish Does Not Have Right to 'Sling' Its Content to Web

Multichannel News

Prediction for 2011: News Orgs Native to New Platforms Coming Soon
Nieman Journalism Lab

Maybe Not Much Will Change at All: 2011 Journalism Predictions
Nieman Journalism Lab

Local TV Making Comeback, Not so Much with Newspapers
Lost Remote

UPCOMING EVENTS

World's Fair Use Day
 Jan 13: Washington, D.C.

2011 Media That Matters conference
 Feb 10: Washington, DC

L.A. Media Reform Summit 2011
 Feb 26: Los Angeles, CA

The National Conference for Media Reform 2011
 Apr 8-Apr 10: Boston, MA

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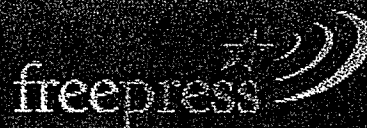
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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Monday, December 20, 2010 3:58 PM
To: Tim Stelzig
Subject: The Most Important Free Speech Issue of Our Time

MEDIA REFORM DAILY



News of the movement for December 20, 2010

After more than a year of deliberation, the FCC is voting on Net Neutrality rules tomorrow. Join us at 10:00 a.m. to watch the commissioners live as they determine the future of the Internet and join the conversation during our live chat.

SAVE THE INTERNET

The Most Important Free Speech Issue of Our Time

Instead of proposing regulations that would truly protect Net Neutrality, reports indicate that FCC Chairman Julius Genachowski has been calling the CEOs of major Internet corporations seeking their public endorsement of this draft proposal, which would destroy it.

Sen. Al Franken, Huffington Post

Franken Warns FCC Chief on Net Neutrality, Comcast Deal

Sen. Al Franken (D-Minn.) delivered a blunt, 3504-word floor speech that took Genachowski to task over his plan for sweeping new Internet regulations and the agency's expected approval of the massive Comcast-NBC Universal joint venture.

David Hatch, National Journal

Protecting the Internet

The intensely competitive nature of the Internet is vital to the American economy and democracy. So we worry that rules proposed this month by Julius Genachowski, the chairman of the FCC, to guarantee the Internet's openness may not be able to guarantee the survival of that competition.

New York Times

Battle over Internet Openness Peaks

As more people use their Internet connection to watch movies and TV shows, fears have grown that broadband providers such as AT&T and Comcast will become online gatekeepers, using their control of Web pipes to block online video competitors like Netflix and protect their own pay-TV businesses.

Mike Zapler, San Jose Mercury News

For Democracy's Sake, Fix FCC Net Neutrality Plan

media minutes

This week: In a two-day marathon last week, SavetheInternet.com coalition allies and activists hand-delivered 2 million petitions for real Net Neutrality to the Federal Communications Commission. And editorial cartoonists are increasingly being cut from local newspapers, with the public losing yet another important watchdog. **Listen here.**

IN OTHER NEWS...

Infographic: Comcast By the Numbers
Free Press

FCC May Move on Comcast-NBC Review
Politico

Rep. Maxine Waters Checks in About the Pending Comcast-NBC Deal
TV Week

Sen. Kerry Tells FCC, Justice Dept. to Make Sure

At the core of a thriving, innovative economy is the ability of a good business idea to make it from the garage or dorm room to the marketplace. Allowing dominant companies to serve as gatekeepers of information and ideas harms our economy -- and our democracy. We need Net Neutrality rules so Internet access is not sold to the highest bidders -- and our digital economy and democracy are not hijacked by narrow special interests.

Ed Black, San Francisco Chronicle

Internet Access Should Be Application-Agnostic

FCC Chairman Julius Genachowski's proposed Net Neutrality rules have several problems. If they aren't addressed, access providers could use their ability to control access to the Internet to control the market for Internet applications and services. The Internet we know today exists only because, until now, there have been no gatekeepers between consumers and service providers. We need to keep it that way.

Brad Burnham, Huffington Post

No One's Neutral About Net Neutrality

When the chairman of the Federal Communications Commission earlier this month revealed he had circulated among his fellow commissioners a draft proposal to ensure continued Internet openness, the criticism started rolling in. Over the past three years, more than 150 organizations hired at least 118 outside lobbying groups to influence the outcome of the vote currently scheduled for the Commission's open meeting on Tuesday, Dec. 21.

Amanda Becker, Washington Post

Neutrality or Bust

Access to fast, affordable and open broadband, for users and developers alike is, I believe, the single most important driver of innovation in our business. The FCC will vote on a framework for Net Neutrality—we got aspects of this wrong 10 years ago, we can't afford to be wrong again. The lack of basic "rules of the road" for what network providers and others can and can't do is starting to hamper innovation and growth.

John Borthwick, TechCrunch

The End of the Internet as We Know It?

Tomorrow morning, the country's five FCC commissioners will cast votes that could dramatically alter the Internet. If the FCC passes a watered-down version of Net Neutrality, then we'll see an end to this independence from corporate gatekeepers. Fake Net Neutrality will protect the interests of corporations, but it won't do us justice. This is outrageous, given the broad public support for an open Internet allowing for unbridled freedom of expression and innovation.

Megan Tady, In These Times

All We Want for Christmas Is Internet Equality

It's troubling that the rules FCC Chairman Julius Genachowski is lining up will fall short when it comes to protecting the online experience of people of color and the poor. It's particularly alarming that, while the proposed rules impose a number of basic guidelines for the Internet that we access on our computers, those same basic protections would not apply to our cellular phones, a major Internet onramp for poor Americans and people of color.

Alex Nogales, Huffington Post

Comcast Behaves *Los Angeles Times*

Level 3 Calls for Internet Access Conditions on Comcast-NBC Merger *Multichannel News*

Time Warner Cable's Gift to Itself: More of Your Money *Los Angeles Times*

Rep. Greg Walden Tweets in Morse Code that He Will Chair High-Tech Subcommittee *Washington Post*

Cable Penetration Hits 21- Year Low *TV Newscheck*

TV Sites Record Big Gains, Less Reach in Video Ads *Media Post*

Black-Out in DC: Pay No Attention to Those Veterans Chained to the White House Fence *Common Dreams*

UPCOMING EVENTS

World's Fair Use Day
Jan 13: Washington, D.C.

2011 Media That Matters
conference
Feb 10: Washington, DC

L.A. Media Reform Summit
2011
Feb 26: Los Angeles, CA

The National Conference for
Media Reform 2011
Apr 8-Apr 10: Boston, MA

Mobile Carriers Dream of Charging per Page

Just a week before the FCC holds a vote on whether to apply fairness rules to some of the nation's Internet Service Providers, two companies that sell their services to the country's largest cellular companies showed off a different vision of the future: one where you'll have to pay extra to watch YouTube or use Facebook.

Ryan Singel, *Wired*

TV's Future: FCC Decisions on Internet Access, Comcast-NBC Merger Approaching

America's beloved television is getting an extreme Internet makeover, and questions over what shows viewers will see online and how much they pay for them could soon be resolved by the FCC. In coming weeks, the FCC is expected to decide on Internet access regulation and a proposed merger by Comcast and NBC Universal that could chart a new course for the future of TV.

Cecilia Kang, *Washington Post*

NewPublicMedia.org

The Little Bill that Could

Little noticed but extremely important to progressives, on Saturday afternoon Congress passed the Local Community Radio Act. This legislation opens up radio spectrum to hundreds, if not thousands, of local independent radio stations (also known as LPFM). Its passing will bring new choices and voices on the radio dial nationwide.

Timothy Karr, *Huffington Post*

We Won! Senate Joins House in Passing the Local Community Radio Act

A bill to expand community radio nationwide – the Local Community Radio Act – passed the U.S. Senate, thanks to the bipartisan leadership of Senators Maria Cantwell (D-Wash.) and John McCain (R-Ariz.). These Congressional champions for community radio joined with the thousands of grassroots advocates and dozens of public interest groups who have fought for 10 years to secure this victory for local media.

Prometheus Radio Project

Congress OK's More Community Radio Stations

In the coming years there will be hundreds if not thousands of new low-power FM radio stations on the air if President Barack Obama signs a bill passed by the Senate. The Local Community Radio Act overcame intense lobbying from the National Association of Broadcasters to win approval.

The Uptake

Congress Passes Landmark Community Radio Act

A significant bill was passed by both the House and Senate: the Local Community Radio Act. This legislation allows for the creation of new non-commercial stations on American airwaves-- a number that could reach to the hundreds or even thousands. This is a major victory for those aspiring to become community broadcasters, and an extremely exciting development for community-driven radio nationwide.

Amy Phillips and Ryan Schreiber, *Pitchfork*

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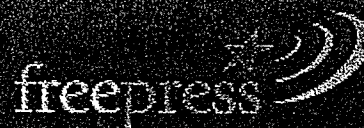
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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Friday, December 10, 2010 2:07 PM
To: Tim Stelzig
Subject: The FCC's Guide to Losing Net Neutrality

MEDIA REFORM DAILY



News of the movement for December 10, 2010

SAVE THE INTERNET .com

The FCC's Guide to Losing Net Neutrality Without Really Trying

Over the past year, FCC Chairman Julius Genachowski has managed to take the administration's top tech priority -- and Obama's promise to "take a back seat to no one" on the issue -- and driven it into a ditch. Now Genachowski expects the millions of Americans who have spoken out for Net Neutrality to swallow this lemon when the FCC meets to vote on his rules on Dec. 21.

Craig Aaron, Huffington Post

More than 80 Groups Demand Real Net Neutrality

More than 80 organizations and businesses are urging FCC Chairman Julius Genachowski to enact real Net Neutrality rules, not the empty compromise the chairman has proposed. The letter highlights five key areas in the rules that should be improved to protect the free and open Internet.

Megan Tady, SavetheInternet.com

Lobbying War over Net Heats Up

Big phone and cable companies are outgunning Silicon Valley in last-minute lobbying to shape a pending FCC proposal to prevent Internet providers from interfering with Web traffic.

Amy Schatz, Wall Street Journal

FCC Member Questions Easy Net Rules for Wireless

A plan to give wireless networks more flexibility than their landline counterparts in proposed Internet rules is being questioned by FCC Commissioner Mignon Clyburn.

Jasmin Melvin, Reuters

Kerry Asks Copps and Clyburn to Vote Yes on Net Neutrality

Chairman of the Senate Commerce Communications Subcommittee John Kerry (D-Mass.) wrote Democratic FCC Commissioners Mignon Clyburn and Michael Copps urging them to vote yes on the agency's December vote on Net Neutrality.

Eliza Krigman, National Journal

media minutes

This week: A new book and webisodes use humor and satire to show how reality TV is anything but real. And an annual holiday project that uses radio to connect family and friends to the incarcerated is keeping hope alive. **Listen here.**

IN OTHER NEWS...

Internet Issues Bog Down Comcast-NBC Merger
Los Angeles Times

Web Attackers Point to Cause in WikiLeaks
New York Times

Data by the Bucket
Wall Street Journal

On Your iPhone and Verizon, and Selecting a Service Provider
CNet

Fox Shows to Continue, Time Warner Says
Buffalo News

Two Weeks on, One Week Off in Shorter 2011 House Schedule
The Hill

media policy AT THE FCC

At FCC Chairman Dinner, Biggest Buzz Comes from the Crowd

At an annual dinner honoring the chairman of the FCC, special attention was paid to Julius Genachowski as he struggles to gain enough support to pass his controversial Net Neutrality proposal. But true to form, Genachowski didn't break news, and what was perhaps most interesting was commentary from observers and FCC officials about his chances at getting his proposal passed later this month.

Cecilia Kang, Washington Post

FCC to Hold Forum on Teenagers and Technology

Parents, researchers and educators have been asking whether the spread of mobile devices and Internet access, for all their benefits, can have negative side effects for young people, interfering with homework or leading to cyberbullying. Now the government is asking the same question.

Matt Richtel, New York Times

Consumers Asks Government to Crack Down on 'Bill Shock'

Consumers Union, the nonprofit publisher of *Consumer Reports* magazine, wrote to lawmakers and the FCC urging them to require wireless companies to alert customers before hitting them with hefty overage fees.

Gautham Nagesh, The Hill

Hearing Date Set for Tennis Complaint Against Comcast

The FCC has set a March 29 date for a hearing on Tennis Channel's program carriage complaint against Comcast. Tennis Channel argues that Comcast is favoring its own similarly situated networks Versus and Golf Channel by placing them on more widely viewed tiers.

John Eggerton, Multichannel News

Journalism and beyond

Leaked Memos Reveal How Fox News Spun Health Care Debate

Fox News has been accused before of promoting Republican talking points. Now, new reports reveal internal memos from Fox News executives that "echoed a key GOP talking point" during the health care debate.

Michael Calderone, Yahoo! News

Copyright Troll Righthaven Sues for Control of Drudge Report Domain

News aggregation impresario Matt Drudge is being sued for copyright infringement for reproducing a copyrighted photo along with a link to a story about airport security on the *Las Vegas Review-Journal* website. The plaintiff in the case is Righthaven, a company that's earned a reputation this year as a world-class copyright troll.

Erik Gardner, Ars Technica

A Bailout for the U.S. Postal Service?

Bloomberg News

UPCOMING EVENTS

FCC December Open Meeting
Dec 21: Washington, DC

The National Conference for Media Reform 2011

Apr 8-Apr 10: Boston, MA

China Moves to Block Foreign News on Nobel Prize

Chinese censors apparently began blocking the news websites of CNN, the BBC and the Norwegian broadcaster NRK from appearing in China, a day before the Nobel Peace Prize ceremony is to be held in Oslo to honor Liu Xiaobo, the imprisoned dissident.

David Barboza, New York Times

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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Thursday, December 09, 2010 1:08 PM
To: Tim Stelzig
Subject: Will Genachowski Get Needed Net Neutrality Votes?

MEDIA REFORM DAILY



News of the movement for December 9, 2010

SAVE THE INTERNET .com

Will Genachowski Get Needed Net Neutrality Votes?

With the FCC set to vote on Chairman Julius Genachowski's potentially painfully underwhelming new Net Neutrality rules, lobbyists are out in force in D.C. -- working overtime to get commissioners aligned with their thinking. With the agency's Republicans set to likely vote against the rules, all lobbying effort has focused on Commissioners Mignon Clyburn and Michael Copps.

Karl Bode, Broadband Reports

Stakeholders Target Copps on Net Neutrality Lobbying Efforts

In the wake of the FCC's announcement about a December vote on a Net Neutrality order, the bulk of lobbying on the matter has been directed to FCC Commissioner Michael Copps, a review of disclosure documents found.

Eliza Krigman, National Journal

AT&T's Perversion of Free Speech to Control the Internet Poor AT&T. First, we get the official word courtesy of *Consumer Reports* that Ma Bell is the planet's worst major wireless carrier. Now we hear the embattled giant is worried its First Amendment rights are about to be violated by those meanies at the FCC.

Bill Snyder, InfoWorld

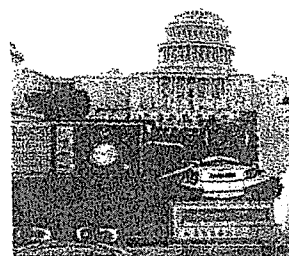
media policy AT THE FCC

FCC: Two-Thirds of Net Sub's Connections Aren't Up to Speed

The FCC released its latest Internet Access Report and it concludes that more than two-thirds of the reported Internet access connections were too slow in one or both downstream and upstream measures to qualify as high-speed according to the FCC's benchmark in the FCC's Sixth Broadband Deployment Report.

ACT NOW

LOCAL RADIO NOW!



Corporate radio lobbyists are out of control. We have nearly passed a bill that will bring new choices and voices to the radio dial, but a powerful lobby is blocking the vote. **Call the National Association of Broadcasters at 202-429-5449 and tell it to let Congress pass the Local Community Radio Act.**

IN OTHER NEWS...

NPR and PBS -- This Time It's the Fight of Their Lives
The Wrap

Panel Backs Waxman for Commerce Ranking Spot
National Journal

Hackers Attack Those Seen As WikiLeaks Enemies

John Eggerton, Broadcasting & Cable**FCC Ponders Ways to Avoid Cable Blackouts**

Seeking to end the brinkmanship that left many cable television customers in the Northeast without access to the first two games of the World Series this year, the FCC will consider changes to the rules governing negotiations between cable providers and broadcast networks.

Edward Wyatt, New York Times

Retrans Reform Fans Call FCC NPRM 'First Step'

Early reaction was generally positive to the news that the FCC would be issuing a rulemaking on retransmission consent, likely within the first quarter of 2011, though fans of reform were calling it a first step and suggesting more work needs to be done.

John Eggerton, Multichannel News

FCC Proposal Draws GOP Fire

FCC Commissioner Michael Copps wants to hold TV broadcasters to higher standards by requiring local programming to pass a test every four years to keep operating on the nation's airwaves. The proposal, has put the media industry on the defensive and caught the eye of Republican lawmakers, who worry that the FCC wants to dictate the content of over-the-air TV programming.

Kim Hart, Politico

STOPBIGMEDIA.com**Verizon Took \$1.5 Billion in Bailout Money**

According to new government disclosures reported, Verizon took \$1.5 billion in government money during the financial crisis. Verizon's certainly not alone, the government provided help to a large number of companies. But it is interesting in Verizon's case that it has seen billions in tax cuts and various subsidies for obligations they've been able to wiggle around and under.

Karl Bode, Broadband Reports

Fox News Channel Seeking Higher Fees

News Corp. is looking to increase subscriber fees for Fox News Channel in a new round of negotiations with distributors.

Jon Lafayette, Multichannel News

New York Times

Leibowitz: FTC Will Push Net Privacy

Politico

No Harm, No Foul? P2P User Says \$1.5M Award Should Be Zeroed Out

Ars Technica

Facebook Asked by South Korean Regulator to Improve Its Privacy Policies

Bloomberg

Twitter Used by 8 Percent of Americans

eWeek.com

Facebook's Mark Zuckerberg Pledges Fortune to Charity

Daily Finance

Netflix Signs Streaming Deal for ABC, Disney

Wall Street Journal

Report Shows Most U.S. Cities Lost High-Tech Jobs in 2009

The Hill

Donations Ban on iPhone App's Irritates Nonprofits

New York Times

iTunes Rolls Out 90-Second Song Previews

CNet

UPCOMING EVENTS

FCC December Open Meeting
Dec 21: Washington, DC

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Apr 8-Apr 10: Boston, MA

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2/15/2011

From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Wednesday, December 08, 2010 1:24 PM
To: Tim Stelzig
Subject: The Bully Only the FCC Can Stop

MEDIA REFORM DAILY



News of the movement for December 8, 2010

No Merger!

Comcast: The Bully Only the FCC Can Stop

It seems not a day goes by when someone doesn't present a new case of Comcast abusing its far too powerful position in the video content and Internet service provider markets. Just in the past few weeks, we've seen this power exposed in the following areas: Consumers' bills, equipment manufacturers, online content suppliers and cable content owners.

Adam Lynn, StopBigMedia.com

Comcast-NBC: The Real Dangers

If you believe in competition, innovation and independent voices, you should be concerned about the proposed Comcast-NBC merger. If you believe that TV channels are already heavy on cheap-to-produce programs, infomercials and low quality news, you should be worried -- consolidation increases profit pressures, which lead to newsroom layoffs, more commercials and mediocre, mind-numbing programs.

Josh Silver, Politico

Two Congressmen Push for Conditions on Comcast-NBC Universal Deal

In a recent letter, House Energy and Commerce Committee Chairman Henry Waxman (D-Calif.) urged FCC chairman Julius Genachowski to finish his agency's review of the proposed Comcast-NBC Universal deal by year's end. But he also urged the FCC to put conditions on the combined company in case of approval -- in no fewer than four areas. Committee member Ed Markey (D-Mass.) sent a separate letter that also pushed for conditions.

George Szalai, Hollywood Reporter

Free Press Echoes Congressional Concerns with Comcast-NBC Merger

House Energy and Commerce Committee Chairman Henry Waxman (D-Calif.) and Congressman Edward Markey (D-Mass.)

ACT NOW

LOCAL RADIO NOW!



Corporate radio lobbyists are out of control. We have nearly passed a bill that will bring new choices and voices to the radio dial, but a powerful lobby is blocking the vote. **Call the National Association of Broadcasters at 202-429-5449 and tell it to let Congress pass the Local Community Radio Act.**

IN OTHER NEWS...

**Radio for the People
American Prospect**

**NAB Still Using
Misinformation to Defeat
Low-Power Radio
Expansion
Radio Survivor**

filed separate letters with the FCC, voicing worries about the consolidation of so much media in the hands of a single company.
Free Press

Comcast Agrees to Online Access Condition for Unaffiliated Nets

Comcast says it will agree to make an online access provision, though one involving outside suppliers, rather than its owned content, a binding condition on its proposed Comcast-NBC deal, according to an ex parte filing.

John Eggerton, Multichannel News

SAVE THE INTERNET .com

Clyburn Must Rescue Net Neutrality

The open Internet is in clear and present danger, and FCC Commissioner Mignon Clyburn may be our heroine. Will she rescue it?

Megan Tady, SavetheInternet.com

FCC's Pay-As-You-Go Internet Plan Raises Video, Access Questions

As details emerge about the FCC's controversial proposal for regulating Internet providers, a provision that would allow companies to bill customers for how much they surf the Web is drawing special scrutiny.

Cecilia Kang, Washington Post

Are There Really More Than 300 Members of Congress Opposed to Net Neutrality?

Rep. Marsha Blackburn (R-Tenn.), a member of the House Communications Subcommittee, recently made the claim that over 300 members of Congress were opposed to Net Neutrality. The mythical "300" is one of the main talking points from the anti-Net Neutrality Caucus.

Ernesto Falcon, Public Knowledge

Comcast Asks FCC to Dismiss Zoom Complaint

Comcast has filed a motion with the FCC to dismiss the complaint against the company filed by modem maker Zoom Telephonics. Zoom alleges that Comcast's process for testing cable modems it allows to connect to the network was an "unreasonable, irrelevant, time-consuming and costly regime."

John Eggerton, Broadcasting & Cable

The Fairness Doctrine Fear Machine

SaveTheNews.org

Fred Upton Wins House Energy Gavel

Politico

Time Warner Cable, Fox Sign Deal

San Antonio Express-News

Comcast Chief Debunks Cord-Cutting Theory

Variety

Facebook Won't Stop WikiLeaks As Status Update Numbers Soar

Christian Science Monitor

WikiLeaks Dodges Obstacles to Stay Online

NPR

For Artists' Fund-Raising, a Social Network Site

New York Times

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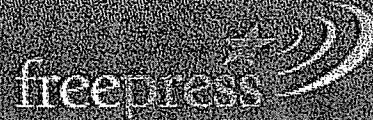
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2/15/2011

From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Tuesday, December 07, 2010 1:47 PM
To: Tim Stelzig
Subject: Net Neutrality Plan Gets Picked Apart from All Sides

MEDIA REFORM DAILY



News of the movement for December 7, 2010

SAVE THE INTERNET.com

FCC Net Neutrality Plan Gets Picked Apart from All Sides

The FCC's Net Neutrality proposal has garnered support from labor unions, Web founders like Craig Newmark of Craig's List and some venture capitalists. And it's received cautious support from AT&T and Comcast. But in the days leading up the Dec. 21 FCC vote on the rules, officials are also hearing criticism on details of the proposal, which hasn't been made public.

Cecilia Kang, Washington Post

Net Neutrality Lobbying Target FCC Democrats

Net Neutrality supporters have amped up their efforts to reach FCC Commissioners Mignon Clyburn and Michael Copps, both Democrats. Advocates are pushing hard for Clyburn and Copps to use their sway to persuade Genachowski to strengthen the proposed Net Neutrality rules.

Sara Jerome, The Hill

FCC Proposal Opens Door for Prioritization and Higher Fees

A proposed Net Neutrality regulation at the FCC would allow broadband service providers to prioritize their own content and that of partners over that of competitors. The draft proposal also would allow broadband network operators to charge consumers based on how much data they use.

Cecilia Kang, Washington Post

Writers Guild of America East: Save the Internet

The Writers Guild of America East launched "Save the Internet," a multifaceted campaign in support of Net Neutrality. The website allows users to send emails to all members of the FCC urging them to support Net Neutrality.

David Cohen, WebNewser

No Merger!



ACT NOW

The Writers Guild of America, East launched an **online campaign** that asks the FCC to stand for nothing less than REAL Net Neutrality. The campaign features a video focused on Net Neutrality's relationship to free speech. **Take action and watch the video here.**

IN OTHER NEWS...

LTE Brings Mobile Video, Complete with Sky High Bills
Free Press

White House to Continue Copyright Crackdown
Politico

Service Members Face New Threat: Identity Theft
New York Times

MPAA to Universities: Curb Piracy or Lose Federal Funding
Ars Technica

Which TV Channels Can't Cord-Cutters Live Without?
paidContent

Still Counting on the Power of Television

Comcast, NBC Again Make Case to FCC As Scrutiny of Deal Increases

NBC Universal and Comcast brass met with senior FCC officials and had a detailed discussion about commitments the two companies would make as part of the approval process for their \$30-billion merger.

Joe Flint, Los Angeles Times

Comcast-NBC OK with Quarterly Public-Interest Reporting Requirements

Comcast and NBC Universal executives say they are not opposed to reporting back to the government quarterly on the host of public-interest commitments they have made to help secure government approval of their proposed joint venture.

John Eggerton, Multichannel News

The FUTURE of the INTERNET

Report Finds Half of Web Users 'Very Satisfied' with Broadband Service

Roughly half of Internet users are very satisfied with their broadband service, according to a new report. The survey found that 51 percent of broadband users are "very satisfied" with their service overall and 42 percent are "somewhat satisfied."

Eliza Krugman, National Journal

Sen. Rockefeller and FCC Chairman Discuss Broadband

Sen. Jay Rockefeller (D-W. Va.) joined the chairman of the FCC in Jackson County, W. Va. for a roundtable on broadband technology. Rockefeller brought Chairman Jullius Genachowski to the state to discuss bringing high-speed Internet services to all of West Virginia.

John Hingsbergen, West Virginia Public Broadcasting

Another Comcast Internet Outage Hits Midwest Users

Contrary to the jet stream that brought flurries to Manhattan, Comcast's latest Internet outage rolled west, stranding subscribers in Illinois, Indiana, Michigan and Minnesota for nearly five hours.

William Fenton, PC Magazine

AP Takes Annoyingly Narrow View of Muni-Fiber

In a recent report, Dave Gram of the Associated Press takes a rather myopic look at municipal fiber operations. The article worked hard to portray municipal broadband as a dangerous endeavor supported mostly by fringe partisans, ignoring the fact that this isn't really a partisan issue.

Karl Bode, Broadband Reports

Job Analysis and Beyond

Anti-WikiLeaks Lies and Propaganda

Anyone listening to most media accounts would believe that WikiLeaks has indiscriminately published all 250,000 of the diplomatic cables it possesses. The reality is the exact opposite.

Glenn Greenwald, Salon

New York Times

U.S. Arrests Online Seller Who Scared Customers
New York Times

Verizon May Pay Apple for iPhone Semi-Exclusive
CNet

Google to Release New Smartphone, New Android Software
San Jose Mercury News

Google Opens Doors to E-Bookstore
New York Times

Merger of Bookstore Giants Is Pushed
Wall Street Journal

'Digital Death' Campaign Raises \$1M; Celebs Allowed Back on Twitter
The Wrap

UPCOMING EVENTS

Symposium on Community Scale Broadband Models
Dec 7: Washington, DC

FCC December Open Meeting
Dec 21: Washington, DC

The National Conference for Media Reform 2011
Apr 8-Apr 10: Boston, MA

How Online Reading Habits Have Changed over 2010

One of the more subtle trends of 2010 has been the way that our reading habits have changed, due to a convergence of other Web trends. In the previous era of the Web, the so-called Web 2.0, RSS Readers and start pages were all the rage. Over 2010, though, more people used tools like Twitter, Facebook, Instapaper and TweetDeck, to track news.

Richard MacManus, ReadWriteWeb

Newspaper Creates Open Newsroom Concept to Encourage Community Involvement

Bloggers, citizen journalists, professional journalists and newspaper readers all will be working and/or reading side-by-side in the new open community newsroom concept that the Connecticut-based Journal Register Company recently announced.

Summer Harlow, Knight Center for Journalism

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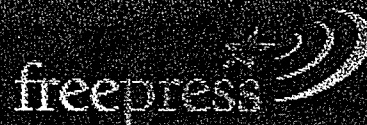
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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Monday, December 06, 2010 2:51 PM
To: Tim Stelzig
Subject: FCC Should Act Now to Preserve Net Neutrality

MEDIA REFORM DAILY



News of the movement for December 6, 2010

SAVE THE INTERNET

FCC Should Act Now to Preserve Network Neutrality

Hope is fading for Network Neutrality. That is unfortunate because sensible rules governing the Internet could be adopted but are falling victim to the politics of timidity. The FCC must reclassify broadband as a telecom service. If the Commission does not, Net Neutrality is dead.

Ryan Blethen, Seattle Times

What You Need to Know About the FCC's Open Web Plan

FCC Chairman Julius Genachowski let the world hear about his long-awaited Net Neutrality plan. The proposal is an attempt to formalize Net Neutrality. While big telecom companies applaud Genachowski's plan, longtime advocates of Net Neutrality aren't nearly as satisfied. So what are they so upset about?

Jamilah King, Colorlines

New Rules Could Shape the Internet's Future

The future of the Internet could be determined by a small group of federal officials this month. That may sound overblown, but some consumer and industry groups insist the stakes are that high. In a vote the FCC will take Dec. 21 to decide what rules it should enact to govern "openness" on the Internet and to ensure Net Neutrality.

Troy Wolverton, San Jose Mercury News

Copps to FCC Chairman: You'll Have to Earn My Vote

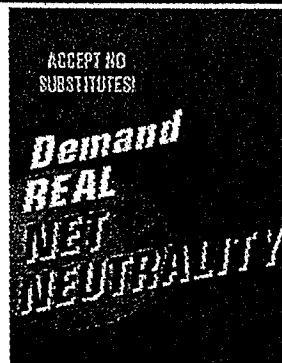
FCC Commissioner Michael Copps, one of two critical Democratic votes that agency's Chairman Julius Genachowski will need to adopt new rules of the road for the Internet, signaled that his support won't come easy.

David Hatch, National Journal

AT&T Lobbies As Net Neutrality Vote Nears

AT&T has spoken more frequently than any other company with federal officials as they near a decision on rules that may restrict

ACT NOW



FCC Commissioner Michael Copps holds the power to fix FCC Chairman Julius Genachowski's bad Net Neutrality proposal. Call **(202) 418-2000** to thank Commissioner Copps for his past support of Net Neutrality and to urge him to improve Chairman Genachowski's proposed rule.

IN OTHER NEWS...

A Bleak Budget Outlook for Public Broadcasters
New York Times

Waning Support for College Radio Sets off a Debate
New York Times

how carriers offer mobile Internet service, according to regulatory filings.

Todd Shields, Bloomberg News

No Merger!

Comcast and NBC

If the merger between Comcast and NBC is to be approved, the merged company must be made to provide content not only to rival cable systems but also to Internet-only rivals, on reasonable terms. And it should also commit, in a legally binding way, to offer reasonably priced broadband subscriptions independent of its TV bundles.

New York Times

Comcast-NBC Not in Public Interest

At a time when a small number of giant media corporations already control what the American people see, hear and read, we don't need another conglomerate with more control over the production and distribution of news and other programming. What we need is less concentration of ownership, more diversity, more local ownership -- and more viewpoints.

Sen. Bernie Sanders, Politico

Minority Media Group Takes on Obama over Comcast-NBC Merger

A minority media group is taking its opposition to the Comcast-NBC Universal merger directly to President Barack Obama, citing his promises to foster diversity and fight corruption.

Sara Jerome, The Hill

Ivi TV: Comcast Stifles Competition, Innovation

Web-based cable operator iVi TV says it's joining the opposition, albeit belatedly, lined up against the Comcast acquisition of NBC Universal, saying the deal as it presently stands is anti-competitive.

Jim O'Neill, FierceIPTV

Journalism and beyond

Anatomy of a Sunday Newspaper

There are many different yard sticks to measure the health and quality of a local news ecosystem. We track ad revenue and audience numbers. We count the number of news outlets and look at the number of newsroom job losses. We watch out for journalism innovators and interesting partnerships. But occasionally in all of these examinations we lose sight of the forest for the trees.

Josh Stearns, SavetheNews.org

Like It or Not, WikiLeaks Is a Media Entity

The past week has seen plenty of ink spilled -- virtual and otherwise -- about WikiLeaks. Why should we care about any of this? Because more than anything else, WikiLeaks is a publisher -- a new kind of publisher, but a publisher nonetheless -- and that makes this a freedom of the press issue. Like it or not, WikiLeaks

Consumer Reports Ranks
AT&T Dead Last
Broadband Reports

Federal Government Moves
Forward with 'Cloud-First'
Plan for New Technology
Washington Post

Vast Hacking by a China
Fearful of the Web
New York Times

Is the Internet Sustainable
When Everyone on Earth
Uses over 3 Gigabytes of
Data Per Day?
Fast Company

In Online Privacy Plan, the
Opt-Out Question Looms
New York Times

No Longer Tiny, Netflix
Gets Respect -- and
Creates Fear
Wall Street Journal

Sens. Snowe and Warner
Want Wi-Fi in All Federal
Buildings
The Hill

Minneapolis Proof-of-
Concept for Muni Wi-Fi?
CivSource

WikiLeaks Site Off-Limits to
Federal Workers
Washington Post

Groupon Said to Reject
Google's Offer
New York Times

Smaller Wireless Firms
Urge FCC to Act on
Roaming Proposal
National Journal

In-Flight Cell Phone Use:
Fable Exposed
Sci-Tech Today

Rabbit Ears Perk Up for
Free HDTV
New York Times

UPCOMING EVENTS

Symposium on Community

is fundamentally a journalistic entity, and as such it deserves our protection.

Mathew Ingram, GigaOM

The Future of Media Gradually Coming into Focus

Suddenly there are a lot of moving parts on the media landscape. And what's really interesting is that they all seem to be moving in the same direction.

Larry Kramer, Seeking Alpha

British Newspaper Finds Readers Flocking Online

According to new research, more than 32 million people flock to the *Daily Mail's* site every month. Its growth curve has been remarkable: Created only two years ago, Mail Online now has the second-largest Web audience of any paper in the world, behind only Nytimes.com, the combined site of the *New York Times* and the *International Herald Tribune*.

Eric Pfanner, New York Times

Scale Broadband Models
Dec 7: Washington, DC

FCC December Open
Meeting
Dec 21: Washington, DC

The National Conference for
Media Reform 2011
Apr 8-Apr 10: Boston, MA

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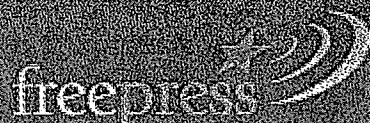
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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Friday, December 03, 2010 10:53 AM
To: Tim Stelzig
Subject: Net Neutrality Requires Reclassification of Broadband

MEDIA REFORM DAILY



News of the movement for December 3, 2010

SAVE THE INTERNET com

Copps: Net Neutrality Requires Reclassification of Broadband

FCC Commissioner Michael J. Copps said that the agency should strengthen its authority over the Internet by reclassifying broadband as a telecom service, thereby subjecting network operators to heavier regulation.

Cecilia Kang, Washington Post

Did the FCC Just Bless a Capped, Two-Tier Internet?

You like the idea of Internet data caps and overage charges, right? Okay, you probably don't -- if you're a business or home Internet user. But if you're a major Internet provider, you love both of these ideas a lot and you found support for both of them in the FCC's Net Neutrality proposal.

Nate Anderson, Ars Technica

Waxman Still Mulling FCC's Open Internet Order

House Energy and Commerce Chairman Henry Waxman (D-Calif.) said that while he is supportive of the FCC's efforts to protect the open Internet, he needs to take a closer look at the Commission's proposed Net Neutrality order before he signs off on it.

Eliza Krigman, National Journal

FCC Quietly Selling Net Neutrality on Capitol Hill

The selling of FCC Chairman Julius Genachowski's controversial Network Neutrality proposal has quietly begun on Capitol Hill. On Dec. 3, the agency will conduct bipartisan briefings for Senate and House staffers on the just-announced open Internet proposal.

David Hatch, National Journal

U.S. Can't Advocate Open Internet Abroad While Denying It at Home

The battle for open Internet access abroad is growing as a trade and diplomatic priority. To wage that campaign successfully abroad, we can't undermine the commitment to Internet freedom here. The government has a clear interest and duty to protect

media minutes

This week: The fight over the future of the Internet is coming to a head with FCC Chairman Julius Genachowski's announcement that the agency would finally seek a vote at the end of December on Net Neutrality. And Eric Arnold explains why Net Neutrality is critical for artists and communities.

Listen here.

IN OTHER NEWS...

Reports Show Violations of Surveillance Limits in U.S.
Washington Post

Turn It Down! Congress Moves to Lower Volume on TV Ads
McClatchy Papers

Japanese Regulator Approves a Search Partnership of Google and Yahoo
New York Times

Europe to Examine Cap on Roaming Charges for Mobile Internet
New York Times

public access to the open Internet at home.

Ed Black, San Jose Mercury News

media policy AT THE FCC

FCC Commissioner Proposes 'Public Value Test'

FCC Commissioner Michael J. Copps is proposing a "public value test" for television and radio stations that he thinks should replace the current licensing process.

Brian Stelter, New York Times

The FCC's New Online Privacy Proposal

If you're worried about all the data Web companies collect on you when you visit their sites -- and you should be -- you may soon have some new tools to protect your privacy. Here are some answers to how a federal watchdog agency's new plan would work.

Troy Wolverton, San Jose Mercury News

Klobuchar Wants More Vigorous FCC Oversight of Cell Phone Billing Practices

Sen. Amy Klobuchar (D-Minn.) urged the FCC for greater oversight of cell phone billing practices, particularly as users move toward smart phones and other wireless gadgets with tiered data fees.

Cecilia Kang, Washington Post

FCC Calls for Public Input on Spectrum Auction Advantages

The FCC wants public input on whether it should give an advantage in spectrum auctions to parties that have overcome "substantial disadvantage," which could include those with physical or psychological disabilities, the Commission used by way of example.

John Eggerton, Broadcasting & Cable

Hulu CEO Visits FCC to Discuss Comcast-NBC Merger

Jason Kilar, chief executive of the network-backed online television platform Hulu, made a marathon tour through the FCC, answering questions from commissioners and the chairman's staff on how Comcast and NBC Universal's proposed merger could affect video distribution on the Internet.

Cecilia Kang, Washington Post

LPFM/FM Translator Standoff Continues

There has been no movement at the FCC in the on-going battle between LPFM interests and broadcasters seeking to protect their rights to FM translator facilities.

Harry Martin, Radio Magazine

Viacom Set to Appeal in YouTube Case
Wall Street Journal

Primetime Netflix
New York Post

Dish, Comcast TV Contract Fight in California Could Affect Blackhawks, Bulls, Cubs, White Sox
Chicago Tribune

For Newspapers, the Future Is Now: Digital Must Be First
GigaOM

Outfoxed by Fox News? No way
Paul Farhi, Washington Post

Facebook: The Media Company That Could Have Been
The Atlantic

Reid Backs Legalizing Web Poker
Wall Street Journal

Chairman Rocco Landesman Announces Alyce Myatt as the National Endowment for the Arts New Director of Media Arts
National Endowment for the Arts

Foursquare TV Show in the Works
paidContent.org

Transportation Studies Technology to Combat Distracted Driving
Nextgov

UPCOMING EVENTS

Symposium on Community Scale Broadband Models
Dec 7: Washington, DC

FCC December Open Meeting
Dec 21: Washington, DC

The National Conference for Media Reform 2011

Apr 8-Apr 10: Boston, MA

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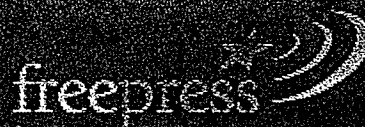
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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Monday, November 29, 2010 1:58 PM
To: Tim Stelzig
Subject: Don't Let Comcast Reign over Cable Industry

MEDIA REFORM DAILY



News of the movement for November 29, 2010

No Merger!

Don't Let Comcast Reign over Cable Industry

The cable industry has a strong interest in avoiding the destruction of their business model by the advent of a decentralized, non-prioritized, commoditized fast connection to the Internet. They need to make a high-priced, densely bundled, sole-source subscription model for all the information and entertainment we watch seem inevitable. That's why Comcast wants this merger, and that's why it shouldn't happen.

Susan Crawford, Sacramento Bee

Comcast Protests Merger Conditions At FCC

Rumors have suggested the FCC has at least considered placing conditions on the Comcast-NBC merger that would mandate Net Neutrality and/or require Comcast share content with Internet video alternatives. Comcast and NBC executives met with FCC officials last week to argue against Internet video content sharing or Net Neutrality conditions.

Karl Bode, Broadband Reports

Sen. Franken Seeks Probe into Whether Comcast Broke the Law by Announcing NBC-Comcast Leadership

Actor, former SNL star, and current Sen. Al Franken (D-Minn.), a man who stands at the intersection of entertainment and politics, is asking the Justice Department to look into whether Comcast broke the law by announcing the proposed leadership for a merged NBC Universal-Comcast company.

Mike Vilensky, New York Magazine

SAVE THE INTERNET

FCC Postpones Net Neutrality Vote

After more than five years of hemming and hawing, the FCC appears close to voting on Net Neutrality, the hotly contested

media minutes

This week: On this week's Media Minutes, we're bringing you something special -- a song written and performed by our very own Stevie Converse. Called "FCC Blues," the lyrics bemoan Converse's frustration with the state of media and a toothless FCC. **Listen here.**

IN OTHER NEWS...

The FCC Fails Consumers on Broadband, Media Concentration
Seattle Times

Cable TV Bleeds Subscribers As Online Grows
Angence France Presse

Google Attacked by China
The Hill

Google Travel Bid Hits Turbulence
Politico

A Casting Call for Hollywood's Chief Lobbyist
New York Times

Microsoft in Talks for New

means of overseeing Internet access. The FCC has postponed its Dec. 2 meeting to Dec. 21, prompting speculation the agency is getting its ducks in a row for a vote on the politically polarized issue.

W. David Gardner, InformationWeek

AT&T Ramps Up Lobbying Effort Against Net Neutrality at FCC

The FCC has seen a flurry of lobbying in the past two weeks, in anticipation the agency will pursue a vote on a Net Neutrality proposal next month. AT&T was by far the most active in pushing its point of view that the agency shouldn't pursue rules.

Cecilia Kang, Washington Post

Despite Seat at Table, AT&T Outed Delicate Net Neutrality Talks

Seeking to weaken potential regulations, AT&T is actively working to complicate the FCC's renewed effort to broker a compromise on Net Neutrality. Industry and Hill sources said that an AT&T official made public last week that the agency has quietly undertaken a new round of negotiation.

Sara Jerome, The Hill

The FUTURE of the INTERNET

Broadband: Rural-Rural Divide Is the Real Problem

The real problem facing rural America is a rural-rural divide. Due to our outdated and inefficient Universal Service system, all telephone consumers subsidize certain phone companies for delivering the most expensive broadband service while those serving other rural areas receive nothing. Most of the money goes to a minority of rural lines, leaving up to 24 million Americans without any broadband service.

Blair Levin, Des Moines Register

Sinking the Online Pirates

Before moving the Combating Online Infringement and Counterfeits Act on, lawmakers should take a closer look at whether its domain-name provisions are likely to work, as well as their implications for the health of the Internet as a whole.

Los Angeles Times

Website Closures Escalate U.S. War on Piracy

A federal crackdown that shut more than 70 websites last week is the latest sign of an escalating war against counterfeit and pirated products, using legal tactics that may be closely scrutinized by civil-liberties groups.

Don Clark, Wall Street Journal

Linking Pockets of Europe to High-Speed Internet

Analysts estimate that for as many as 30 million households in Europe broadband connections are unavailable or so sluggish as to be deemed obsolete in a modern, digital economy. Those households are the target customers for two new services that aim to deliver broadband to European customers via satellite, a technology that until now has been a little-used alternative to cable and telephone lines.

Eric Pfanner, New York Times

TV Service

Reuters

Dr. Laura Returning to
Airwaves After N-Word
Controversy

NBC Bay Area

Post Office Cuts Cause
Economic, Emotional Blow

NPR

Farewell, Digital World --
It's All for a Cause

New York Times

UPCOMING EVENTS

FCC November Open
Meeting
Nov 30: Washington, DC

FCC December Open
Meeting
Dec 21: Washington, DC

The National Conference for
Media Reform 2011
Apr 8-Apr 10: Boston, MA

Journalism and beyond

The Job of the Media Is Not to Protect the Powerful from Embarrassment

It is for governments -- not journalists -- to guard public secrets, and there is no national jeopardy in WikiLeaks' revelations. The job of the media is not to protect power from embarrassment.

Simon Jenkins, *The Guardian*

To Publish Leaks or Not to Publish?

An organization has obtained secret documents. They are newsworthy, but they could be damaging as well, to national interests and individuals. Do you publish? News organizations are confronting that question as aggressive tactics like those of WikiLeaks become more common in an age of fast-moving information.

Russell Adams and Jessica E. Vascellaro, *Wall Street Journal*

A Media False Alarm over the T.S.A.

The TSA pat-down story was the equivalent of vaporware -- it seemed as if something huge was about to happen, but it turned out that it was a story about a story, the noisy, fervent sound of a news system feeding on itself. What made the TSA story so sticky and irresistible, a nearly perfect Perfect Storm?

David Carr, *New York Times*

Haiti News Start-Up Challenges Conventional Reconstruction Wisdom

January's devastating earthquake flooded Haiti with millions of dollars in foreign aid and hundreds of journalists from around the world. Ten months later, most of the reporters have left the country, but the donated money remains -- and local groups are wondering how it's being spent. They've launched a crowd-sourced, investigative reporting project to uncover whether aid is actually helping people: Haiti Grassroots Watch.

Megan Tady, *In These Times*

Mexican Reporting on Drug Violence

As the relentless drug violence in Mexico continues to escalate, many local and regional papers have decided to stop covering the story altogether lest they be targeted.

On The Media

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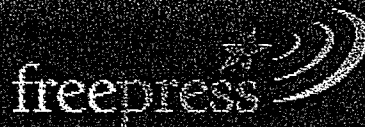
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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Tuesday, November 16, 2010 3:20 PM
To: Tim Stelzig
Subject: Open Internet Advocates Try to Reboot Fight

MEDIA REFORM DAILY



News of the movement for November 16, 2010

SAVE THE INTERNET

Open Internet Advocates Try to Reboot Fight for Access
 Residents in and around Albuquerque will gather for a town hall meeting to debate Internet policy and legislation. The meeting, the second such event in less than six months, comes at a difficult time in the battle over the future of the Internet. The FCC has largely gone silent on the issue, and prospects for legislation in next year's Congress now appear dim.

Jamilah King, ColorLines

Is Your ISP Throttling You? Just Switch -- If You Live in the EU

Europe doesn't have a Net Neutrality problem. If you don't believe me, just ask the Internet providers. Of course, regulators and consumer groups don't see it that way.

Nate Anderson, Ars Technica

No Merger!

Sanders Tells Regulators to Block Comcast-NBC Deal

Comcast is expected to announce a new management lineup for NBC Universal, in anticipation of completing its takeover of the company by the end of the year or by early next year. But at least one senator says strongly that the deal should be blocked by the FCC, which must officially sanction the merger before it can be consummated.

Bill Carter, New York Times

Will Comcast-NBC Merger Conditions Be Meaningful?

With Comcast and NBC's immense lobbying power, there's virtually no chance their merger will be denied by regulators -- and while there will be some conditions, recent history suggests the conditions may only give a quick nod to substantive consumer protections.

DON'T MISS



People everywhere have had enough of media that are corrupt, that fail to inform, and that stifle free speech. But here's the thing: If we change the media, we can change the world. Register for the 2011 National Conference for Media Reform today. It's time to take our media back.

IN OTHER NEWS...

Need More Bandwidth?
 Feds Propose Spectrum Plan
PC Magazine

House to Hold 'Do Not Track' Hearing on Internet Privacy
Washington Post

Senate Releases Retrans

Karl Bode, Broadband Reports**Deal Critics Call Comcast-NBC Pre-Merger Staff Moves Premature**

Some groups critical of the proposed Comcast-NBC joint venture are also criticizing pre-merger personnel moves by the two companies in anticipation that the deal will be approved by regulators.

John Eggerton, Multichannel News

NewPublicMedia.org**The Great Radio Blockade**

The Local Community Radio Act, which passed the House last December and has widespread support in the Senate, bends over backward to address broadcasters' objections to the legislation. The bill's sponsors even agreed to an amendment requiring a study of the new stations' economic impact on small business. The legislation seemed poised to pass the Senate -- and then a new problem appeared.

Jesse Walker, Reason

The Small Government Argument for LPFM

We're now in the waning days of the lame duck Congress and because of backroom machinations of a few senators, the fate of Low Power FM radio hangs in the balance.

Paul Riismandel, Radio Survivor

Mississippi Governor Outlines Budget Recommendations

Mississippi Gov. Haley Barbour has proposed an average 8-percent reduction in state spending for the coming fiscal year, and has recommended gradually weaning Mississippi Public Broadcasting off of state funding.

Elizabeth Crisp, Clarion-Ledger

Journalism and beyond**Seven Reasons Newspapers Are Not Rebounding Financially**

This was to be a year of convalescence for newspapers, not a total recovery, but a dramatic improvement on the dismal results of 2008 and 2009. However, with third-quarter earnings in and just seven weeks left in 2010, the industry's vital signs are distinctly mixed.

Rick Edmonds, Poynter

Tina Brown Got Married -- Can News-Beast Pay for the Honeymoon?

The wedding of the Daily Beast and *Newsweek* is over. On to the honeymoon. The combined companies are losing an estimated \$100,000 every day, so the critical question is this: How much job cutting, circulation boosting and ad selling will be enough to make it work?

Dylan Stableford, The Wrap

Sam Zell to Bow Out of Tribune**Witness List for Hearings
MediaWeek****Taxpayers Union Seeks
Broad Retrans Reform
Broadcasting & Cable****Highest-Paid CEOs in Media
TVWeek****AT&T Prepares for the End
to iPhone Exclusivity
CNet****Image Rights vs. Free
Speech in Video Game Suit
New York Times****Facebook Adds E-Mail,
Stepping Up Rivalry with
Google
Bloomberg News****Working It Out, iTunes to
Sell Beatles Titles
New York Times****Disney Encourages Sales of
Digital Movies
Los Angeles Times****UPCOMING EVENTS**

Public Hearing on the
Future of the Internet
Nov 16: Albuquerque, NM

Public Communications in
Slow-Moving Crises
Nov 18: Cambridge, MA

FCC November Open
Meeting
Nov 30: Washington, DC

FCC December Open
Meeting
Dec 15: Washington, DC

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Media Reform 2011
Apr 8-Apr 10: Boston, MA

Tribune Co. Chairman Sam Zell said that he doesn't see himself having an operating role in the media company after it exits bankruptcy. "I think when we're done with the bankruptcy process, I will turn it over to whoever the creditors decide they want to run it, and wish them a lot of good luck," Zell told CNBC.
Russel Adams, Wall Street Journal

Bill O'Reilly to Ted Koppel: Show Me When I've Lied and 'Shut Me Up for Good'

In a rare display of agreement with his time slot rival Keith Olbermann, Bill O'Reilly struck back at Ted Koppel, asking the veteran anchor to give an example of when he had lied on the air. In a recent op-ed, Koppel singled out O'Reilly and Olbermann as symptomatic of the "death of real news," and described cable news as a landscape where partisans "flaunt opinions as though they were facts."

Huffington Post

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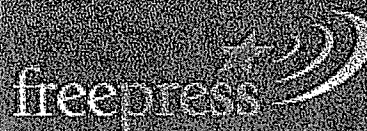
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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Monday, November 15, 2010 2:05 PM
To: Tim Stelzig
Subject: Open Internet Needed for All

MEDIA REFORM DAILY



News of the movement for November 15, 2010

SAVE THE INTERNET.com

Open Internet Needed for All

The Internet was born on openness, has flourished on openness and depends on openness to realize its full potential. And its potential is so great. This incredible technology intersects with just about every great challenge confronting our nation. But Americans' online freedom is at risk.

Michael J. Copps, Albuquerque Journal

New Mexico Latinos to Verizon: Air Has No Ownership

Lately, cell phone companies have been trying hard to convince us that we control the airwaves. T-Mobile recently asked, "What do you want from your wireless company?" Verizon says we can "rule the air" with their service. These ads ignore that the airwaves already belong to the public, and that we are losing -- not gaining -- control.

Joshua Breitbart, New America Foundation

Internet Access as the Next Civil Rights Battle?

The ongoing, often arcane, battle over whether telecom companies may slow certain online services and charge fees to speed up others has morphed into a civil rights controversy.

Christi Morales, New America Media

What Is Net Neutrality?

The Internet has become so much a part of the lives of most Americans that it is easy to imagine that it is immune to change -- that it will always remain the free and open medium that it is now. But there are no such guarantees.

American Civil Liberties Union

In the Grip of the New Monopolists

The Internet has long been held up as a model for what the free market is supposed to look like -- competition in its purest form. So why does it look increasingly like a Monopoly board?

Tim Wu, Wall Street Journal

DON'T MISS



People everywhere have had enough of media that are corrupt, that fail to inform, and that stifle free speech. But here's the thing: If we change the media, we can change the world. Register for the 2011 National Conference for Media Reform today. It's time to take our media back.

IN OTHER NEWS...

NPR Hires Outside Firm to Investigate Williams Firing and Twitter facts
NPR

From AM Radio to Satellite TV: Seven Decades of FCC Regulation
Ars Technica

Operators Are Sacrificing Bandwidth Hogs in the Name of Profits

No Merger!

Comcast NBC Deal Review Quickens

As Comcast's chief operating officer, Steve Burke, prepares to unveil his new management plan for NBC Universal, federal regulators have stepped up their reviews of the cable giant's deal to acquire control of the television and movie company in hopes of concluding them by the end of the year.

Amy Schatz, Thomas Catan and Jessica E. Vascellaro, Wall Street Journal

Regulators Eye Internet, Program Conditions to Comcast-NBC Merger

Federal regulators have told Comcast and NBC Universal that they have significant concerns that a proposed merger will harm competition in the cable and satellite market and the nascent but fast-growing Internet TV industry.

Cecilia Kang, Washington Post

The FUTURE of the INTERNET

America's Broadband Opportunity

Rarely is there an opportunity to simultaneously catalyze private-sector investment, help create thousands of new jobs and increase much needed government revenue. The Department of Commerce's National Telecommunications and Information Administration will take the first step by announcing a plan to free up 115 MHz of wireless spectrum.

Gary Locke and Larry Summers, Wall Street Journal

Bobby Rush Wants to Lead Tech Panel

Rep. Bobby Rush (D-Ill.) is now seeking to lead Democrats on the top House panel that handles technology and telecom issues.

Tony Romm, Politico

Australia's \$43 Billion Broadband Plan Faces Key Vote

Australia's controversial plan to introduce a \$43 billion national high-speed Internet network faces a key test next week when debate will begin on laws designed to boost competition in the telecommunications market that will allow the scheme to go ahead.

Rachel Pannett, Dow Jones

Journalism and Beyond

Ted Koppel: Olbermann, O'Reilly and the Death of Real News

Broadcast news has been outflanked and will soon be overtaken by scores of other media options. The need for clear, objective reporting is probably greater than it has ever been. But we are no longer a national audience receiving news from a handful of trusted gatekeepers; we're now a million or more clusters of consumers, harvesting information from like-minded providers.

Ted Koppel, Washington Post

GigaOM

Sorting Through the Government Data Explosion
New York Times

Privacy Concerns Dog Location-Based Services
CNet

Carriers Have a Hunch There's Money in User Data
GigaOM

Supercomputers Fuel Competition
Wall Street Journal

New Report Highlights Barriers to Online Learning
eSchool News

As Studios Cut Back, Investors See Opening
New York Times

UPCOMING EVENTS

Public Hearing on the Future of the Internet
Nov 16: Albuquerque, NM

Public Communications in Slow-Moving Crises
Nov 18: Cambridge, MA

FCC November Open Meeting
Nov 30: Washington, DC

FCC December Open Meeting
Dec 15: Washington, DC

The National Conference for Media Reform 2011
Apr 8-Apr 10: Boston, MA

Newsweek Site to Shut Down

There apparently isn't room for two websites at the Newsweek Daily Beast Company. The new joint venture will kill off Newsweek.com, even though its audience is larger than the Beast's.

Lucia Moses, MediaWeek

Tribune Creditors Seek Court OK to Go After \$250M from Directors, Officers

Tribune Co. creditors asked a Delaware judge to let them try to recover millions of dollars awarded to insiders in the year prior to the media company's bankruptcy, saying they can do a better job than Tribune can.

Reuters

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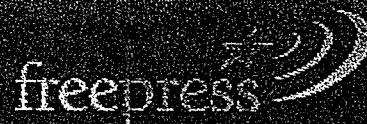
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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Thursday, November 11, 2010 12:26 PM
To: Tim Stelzig
Subject: Roaming Proposal Sparks Lobbying

MEDIA REFORM DAILY



News of the movement for November 11, 2010

media policy AT THE FCC

Roaming Proposal Sparks Lobbying

A proposal to require cell phone companies to carry each other's wireless broadband traffic -- like mobile e-mail and Facebook updates -- has phones ringing at the FCC.

Kim Hart, Politico

Klobuchar to FCC: Crack Down on 'Cramming'

Sen. Amy Klobuchar (D-Minn.), called on the FCC to do more to crack down on unauthorized charges added to consumers' phone bills by third parties. In a letter to FCC Chairman Julius Genachowski, Klobuchar voiced concern about the practice known as "cramming."

Juliana Gruenwald, National Journal

National Media Reform Group Goes to the FCC over Hawaii Raycom Media Takeover Deal

Free Press, the nation's leading media reform organization, will bring the concerns of Hawaiians directly to the FCC, filing complaints about Raycom Media's takeover of three TV stations in Hawaii.

Hawaii Reporter

FCC Commissioner to Attend ABQ Hearing on Future of the Internet

FCC Commissioner Michael Copps will be in Albuquerque Nov. 16 for a hearing on the future of the Internet. The event is sponsored by the Media Literacy Project, the Center for Media Justice and Free Press. The pro-Net Neutrality groups are encouraging members of the public to share their thoughts on Internet access and freedom with the commissioner.

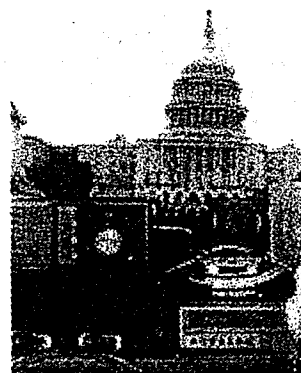
Gwyneth Doland, New Mexico Independent

FCC Probes Google over Street View Program's Collection of Personal Data

The FCC said it is investigating whether Google violated

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LPFM NOW!



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IN OTHER NEWS...

Senate to Scrutinize
Television Fee Battles
Washington Post

Resisting the Online
Tracking Programs
New York Times

Google Warns Facebook
Users Porting Data

communications laws when it collected data from WiFi networks in U.S. homes through its Street View mapping program.

Cecilia Kang, Washington Post

NewPublicMedia.org

Free Press: Public Media Cuts Not the Answer to Deficit Reduction

The co-chairs of the National Commission for Fiscal Responsibility and Reform released draft recommendations for reducing the national deficit. Those recommendations call for the elimination of all funding for the Corporation for Public Broadcasting, the organization that provides funds to PBS, NPR and hundreds of local outlets around the country. Foreclosing on Sesame Street is not the answer to reducing our national deficit.

Free Press

Presidential Commission Co-Chairs Recommend Phasing Out CPB Funding

The co-chairs of the president's National Commission on Fiscal Responsibility and Reform has recommended zeroing out funding for the Corporation for Public Broadcasting as one way to help save \$200 billion. The President created the bipartisan commission to identify ways to improve the nation's fiscal health.

John Eggerton, Broadcasting & Cable

Journalism and beyond

CNN Calls Out Fox News, MSNBC for Political Slants

CNN executives often play up their network's down-the-middle approach to covering politics. That said, CNN doesn't typically claim that Fox News and MSNBC are in the tank for Republicans and Democrats, respectively. But newish network president Ken Jautz seems to be getting more aggressive in targeting CNN's cable news rivals.

Michael Calderone, Yahoo! News

Tribune Judge OKs More than \$40M in Bonuses

The judge in Tribune Co.'s bankruptcy case approved more than \$40 million in 2010 incentive bonuses for 635 operating managers and executives.

Michael Oneal, Chicago Breaking Business

MSNBC Has a Big Ratings Night with Keith Olbermann's Return

"Had I known that all this would happen, I would have done this years ago!" MSNBC star Keith Olbermann said as he returned to the cable news network after having been suspended for two days over political contributions he made during this year's election. MSNBC was thinking exactly the same thing upon hearing the ratings report.

Lisa de Moraes, Washington Post

Fox Business Network Hires Lou Dobbs

The former CNN anchor Lou Dobbs will host a daily program on

MediaPost

Nope, Fox Doesn't Want Google TV Either
CNet

A Third of Top-Grossing iPhone Apps Are Free
GigaOM

LimeWire Disavows New 'Pirate Edition'
Wall Street Journal

NYT Will Rank E-Book Best Sellers
New York Times

UPCOMING EVENTS

The Tenth World Assembly of Community Radio Broadcasters
Nov 8-Nov 13: Buenos Aires, Argentina

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the Fox Business Network starting early next year, the network said.

Brian Stelter, New York Times

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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Wednesday, November 10, 2010 2:21 PM
To: Tim Stelzig
Subject: New Mexico Center Stage in Future of Internet Debate

MEDIA REFORM DAILY



News of the movement for November 10, 2010

SAVE THE INTERNET .COM

New Mexico Center Stage in Future of Internet Debate

On Nov. 16, folks in New Mexico will be gathering in Albuquerque for a public hearing to share their ideas, experiences and concerns about Internet access and online freedom. FCC Commissioner Michael Copps will be at the hearing to listen to the public testimony, and will be joined by an incredible panel of public advocates.

Megan Tady, *SavetheInternet.com*

How Will We Know When the Internet Is Dead?

Are we moving toward two Internets? Or are we devolving toward an Internet along with something that superficially resembles the 'Net, but isn't?

Matthew Lasar, *Ars Technica*

EU Net Neutrality Review Suggests No Action, for Now

While the policy landscape in the United States remains largely unsettled, the European Commission indicated that a consultation with stakeholder's on Net Neutrality does not suggest a need for new European Union rules at this time, but that action might be needed in the future to preserve the openness of the Internet.

Juliana Gruenwald, *National Journal*

The FUTURE of the INTERNET

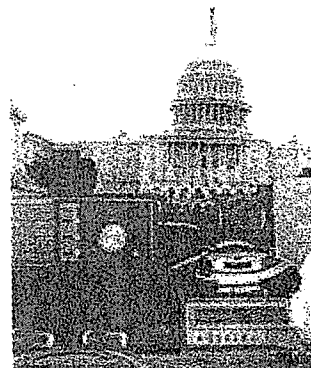
Stage Set for Showdown on Online Privacy

After "do not call" lists became popular, more than 90 percent of people who signed up reported fewer annoying telemarketing calls. Now, privacy advocates are pushing for a similar "do not track" feature that would let Internet users tell websites to stop surreptitiously tracking their online habits and collecting clues about age, salary, health, location and leisure activities.

Edward Wyatt and Tanzina Vega, *New York Times*

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IN OTHER NEWS...

Barton Goes Negative in Energy Bid
Politico

Former Employees Take over Berkeley Radio Station Airwaves
San Jose Mercury News

KCET Offers View of Its

Why Don't Americans Want Broadband?

Hard as it might be for Webheads to believe, a significant fraction of the American population doesn't use the Internet at home. In fact, 23 percent of all U.S. households report that no one in the home uses the Internet anywhere. Why not?

Nate Anderson, Ars Technica

Google and Facebook Escalate War of Words on 'Openness'

What happens when a 6-year-old and a 12-year-old get in a fight? If they're powerful Internet companies with a brewing rivalry, expect neither side to let go easily.

Geoffrey A. Fowler, Wall Street Journal

Rural Broadband and Wi-Fi to Slip Between TV Gaps

Communications regulator Ofcom has published proposals to make available unused TV frequencies for free enhanced Wi-Fi and rural broadband network access, among other applications.

Ian Grant, Computer Weekly

STOPBIGMEDIA.com

Battling over the Future of TV

The recent transmission consent programming battles highlight the frantic race among a handful of powerful companies to capture the eyeballs of people who are beginning to rethink the way they watch their favorite shows as more of them appear online and as the television begins to act more like a big-screen computer.

Cecilia Kang, Washington Post

Food Network, HGTV Back on AT&T

HGTV and the Food Network are back on AT&T's U-serve television system after an almost three-day-long outage. Scripps Networks, which owns HGTV, Food and a number of smaller cable channels, was feuding with AT&T over the price paid for carriage of the channels.

Brian Stelter, New York Times

Now TV Must Cope with Assault from the Internet

As technology titans increasingly move into the Internet television market, content and cable companies are taking both defensive and offensive measures to protect their turf.

James Temple, San Francisco Chronicle

Programming Future *Los Angeles Times*

Parsing Election Day Media
-- How the Midterms'
Message Varied by Platform
Project for Excellence in Journalism

Olbermann: Donations
Policy 'Needs to Be Adapted
to the Realities of 21st
Century Journalism'
New York Times

Why There Are So Few
Women in Tech
BusinessWeek

Netflix Is Now Primarily a
Digital Video Company
paidContent

PTC Study Shows Almost
70 Percent Jump in Bad
Language on Broadcast TV
Los Angeles Times

Insurance Industry Wants
to Block Texting while
Driving
Los Angeles Times

Postal Service Petitions
Court to Rush Rate Hike
Decision
BtoB

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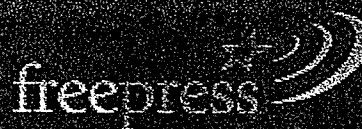
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2/15/2011

From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Tuesday, November 09, 2010 2:32 PM
To: Tim Stelzig
Subject: Bogus Net Neutrality Story Highlights Very Broken Press

MEDIA REFORM DAILY



News of the movement for November 9, 2010

SAVE THE INTERNET

Bogus Neutrality Story Highlights Very Broken Press

Like most telecom consumer protections, Network Neutrality protections were killed by an ocean of paid logic magicians, timid regulators, a well-lobbied Congress and a very clearly broken U.S. press. Whatever your thoughts on Net Neutrality, it is an undeniable fact that carrier money killed Net Neutrality protections, not voters.

Karl Bode, Broadband Reports

Bogus Election Net Neutrality Connection Gets More Press, Is Even More Wrong

Apparently mainstream reporters don't bother with basic fact-checking any more. Last week, a bogus story made the rounds, pretending that the midterm election was a referendum on Net Neutrality, after a paid consultant to the broadband industry put up a blog post noting that 95 Democratic candidates who had signed a pro-Net Neutrality pledge had lost. So what was the whole story?

Miek Masnick, Techdirt

EU Stakeholders Tell Commission Net Neutrality Is Essential

Almost all the feedback to a European Commission consultation on Net Neutrality stressed the importance of preserving an open Internet, but stopped short of calling for minimum quality-of-service rules.

Jennifer Baker, IDG News

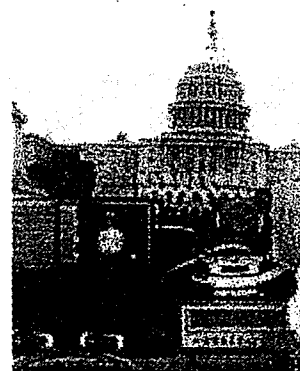
STOPBIGMEDIA.com

Different Channels, Same Election Coverage

On election night in Honolulu, a Honolulu resident recorded the coverage aired by her local TV news outlets. Although she kept

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IN OTHER NEWS...

NCMR: My Favorite Days to Show up for Work
Free Press

Democrats' Plans for Tech Industry in Political Jeopardy
Politico

Ads, Politics Blur Media

changing the channel, the coverage was the same on every station. That's because three of Honolulu's TV stations are controlled by a single company, Raycom Media. The stations share a single newsroom and broadcast identical news coverage.
Libby Reinish, SavetheNews.org

Who Will Head MSNBC If Comcast Takes Over?

MSNBC's parent company, NBC Universal, is likely to be taken over by cable giant Comcast, should regulators sign off on the \$30 billion deal. If history is any guide, this merger poses an even bigger threat to the future of MSNBC personalities like Keith Olbermann and Rachel Maddow than the recent dustup that temporarily sidelined Olbermann.

Timothy Karr, Huffington Post

Sanders Wants Halt to Comcast-NBC Deal After Olbermann Suspension

Sen. Bernie Sanders (I-Vt.) said he would look to block a merger between NBC and Comcast, citing the decision last week by MSNBC to suspend liberal anchor Keith Olbermann.

Michael O'Brien, The Hill

The Man Who Blacked Out World Series Says Politicians to Blame

News Corp.'s Chase Carey, the man who oversaw Fox's talks with Cablevision Systems Corp. during a two-week blackout, has advice for government officials who want to keep more TV channels from going dark: Stop meddling.

Sarah Rabil, Bloomberg News

NewPublicMedia.org

A Last Chance to Fix CPB

Following the controversy over Juan Williams' firing from NPR, several conservatives have begun calling for the federal defunding of NPR, PBS and the Corporation for Public Broadcasting. But the question that Congress needs to address is not whether the national providers of public programming should be shut down. It's how to reform the legislation that created these institutions, given the changing media landscape.

Cheryl Halpern, The Hill

Pacifica Sacks the KPFA 'Morning Show'

Here's a tip. If your non-profit radio network is facing a financial crisis, it's best not to kill your most successful program. But that's exactly what management at Pacifica Radio did, axing both Aimee Allison and Brian Edwards Tiekert, hosts of the popular KPFA "Morning Show", and producer Laura Prives.

Aaron Glantz, Huffington Post

The Sound of Sanity

Unlike nearly all the rest of talk radio, which divides civilization into us and our churchillian allies and everybody else, NPR is cognizant of a whole world out there that isn't the United States and is worth knowing, even if we're not dropping bombs on them at the moment.

James Wolcott, Vanity Fair

Lines

Wall Street Journal

U.S. Wireless Industry to Generate \$54 Billion this Year

Broadband Reports

FCC Rules Internet Phone Companies Have to Pay Kansas Industry Fees
Kansas Reporter

Barton Would Arrange Strickling Visit to Capitol Hill

The Hill

Movie and TV Industry Tells U.S. Trade Rep Where Biggest Content Theft Occurs

BroadbandBreakfast.com

Time Warner Cable Targets Rivals, Hulu

Reuters

Why Facebook Browsing Annihilates Web Browsing
Fast Company

Google Offers Free in-Flight Wi-Fi for the Holidays
CNN

Amazon Increases Kindle Royalties to Publishers
New York Times

UPCOMING EVENTS

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From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Tuesday, January 18, 2011 1:03 PM
To: Tim Stelzig
Subject: Comcast-NBC Merger Approval Expected Today

MEDIA REFORM DAILY



News of the movement for January 18, 2011

No Merger!

Comcastrope: Comcast-NBC Merger Approval Expected Today

The FCC is expected to bless the merger of Comcast, the nation's largest cable and residential Internet provider, with NBC Universal. The Justice Department is expected to follow suit right away, removing the last obstacle to the unprecedented consolidation of media and Internet power in the hands of one company. You should be afraid and mad as hell.

Josh Silver, Huffington Post

FCC Set to Approve Comcast-NBC Without Key Democrat

The massive and historic union of Comcast and NBC Universal is set to be approved within hours on a 4-1 vote by the FCC. The dissenter is the panel's senior Democrat, Michael Copps, who had pushed for the most stringent conditions on the \$30 billion transaction.

David Hatch, National Journal

FCC Expected to Approve Comcast-NBC Deal

Federal regulators are expected to vote Jan. 18 to approve Comcast and NBC Universal's joint venture, putting an end to a more than year-long review of a controversial union that will combine the nation's biggest broadband Internet and cable service operator with a television-and-movie powerhouse.

Cecilia Kang, Washington Post

Videos: Why We Oppose the Comcast Merger

Public interest groups, small broadcasters, independent content providers and small tech companies have been fighting the Comcast-NBC merger for a year. We caught up with a few of them at the Open Video Conference in New York City last October to hear why they oppose the merger.

Megan Tady, StopBigMedia.com

DON'T MISS



2011 is upon us and there's no shortage of work ahead in the fight for media reform and media justice. That's why in April, we're thrilled to be hosting our fifth National Conference for Media Reform in Boston. Register today and take advantage of the discounted early bird rates!

IN OTHER NEWS...

Local Radio Cuts Put Jobs and Transparency at Risk
The Hill

The Social Side of the Internet
Pew Research Center

WikiLeaks Given Swiss Bank Account Data
Ars Technica

A Google Worry Recedes, for Now, As Italy Ends

media policy AT THE FCC

FCC to Study Retransmission Fees

The FCC is preparing to revisit the rules that govern the retransmission of local television stations by cable and satellite companies like Time Warner Cable. The industry will be looking for the first signs of a reform plan when the FCC releases its Feb. meeting agenda.

Brian Stelter, New York Times

Net Neutrality

Since the Internet began, the idea has been to keep the most information flowing as fast as possible to all users. But that was long before bandwidth-hogging services like Netflix, Hulu and Youtube. Now service providers want to charge more to use those sites, and give priority to others, setting off a battle between the FCC and Congress

Laura Kroy, New Hampshire Public Radio

Congress Might Have Role to Play in Keeping Indecent Content off Airwaves

Congress might have a role to play in keeping curse words and nudity off the airwaves after the FCC lost ground in the fight over indecency.

Sara Jerome, The Hill

Journalism and beyond

Where News Is Power, a Fight to Be Well-Armed

Washington, D.C. is a city that traffics in information, and as many 20-something staff members are learning, who knows what -- and when they know it -- can be the difference between professional advancement and barely scraping by.

Ashley Parker, New York Times

Under Pay Model, Little Effect Seen on Papers' Web Traffic

While newspapers around the world are anxiously asking themselves what would happen if they started charging readers to view articles online, a few answers have started to emerge.

Jeremy W. Peters, New York Times

AOL Bets on Hyperlocal News, Finding Progress Where Many Have Failed

Over the last year and a half, AOL, the former Internet colossus, has spent tens of millions of dollars to build local news sites across the country through Patch.com. The idea is that the service would fill the gap in coverage left by local newspapers, many of which are operating on a string after declines in advertising revenue.

Verne G. Kopytoff, New York Times

Investigation into News Service

New York Times

Apocalypse in Cyberspace? It's Overdone

New York Times

Renowned Hacker Playstation Suit Highlights Absurdity of Digital Copyright Law

Broadband Breakfast

Blockbuster Asks for More Cash

Wall Street Journal

UPCOMING EVENTS

FCC January Open Meeting
Jan 25: Washington, DC

The Future of Journalism and Internet Access: The Nexus of Media, Technology, Policy and Politics
Feb 1: Stanford, CA

FCC February Open Meeting
Feb 8: Washington, DC

2011 Media That Matters conference
Feb 10: Washington, DC

L.A. Media Reform Summit 2011
Feb 26: Los Angeles, CA

FCC March Open Meeting
Mar 3: Washington, DC

NTEN 2011 Lobby Day and Annual Conference
Mar 17-Mar 19:
Washington, DC

Arts Advocacy Day 2011, Americans for the Arts
Apr 4-Apr 5: Washington, DC

The National Conference for Media Reform 2011
Apr 8-Apr 10: Boston, MA

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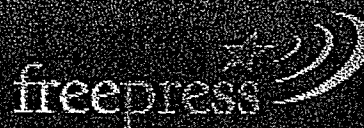
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2/15/2011

From: Free Press Media Reform Daily [newswire@freepress.net]
Sent: Friday, January 14, 2011 12:50 PM
To: Tim Stelzig
Subject: Net Neutrality Could Face Legal Battle

MEDIA REFORM DAILY



News of the movement for January 14, 2011

*The **Media Reform Daily** will not publish on Monday, Jan. 17, Martin Luther King Day. We'll be back on Tuesday with the important media news of the day.*

SAVE THE INTERNET

Net Neutrality Could Face Legal Battle

Despite spending more than a year hashing out a so-called "compromise" on measures to protect the open Internet, the FCC will most likely have to defend its recent Net Neutrality order in court, industry insiders predict.

Eliza Krigman, *Politico*

Level 3 May Test FCC 'Open Internet' Rules in Comcast Fight

Level 3 Communications could mount the first major challenge under the FCC's recently adopted Network Neutrality rules, as the Internet backbone provider continues to accuse Comcast of improperly demanding payment to deliver content.

Todd Spangler, *Multichannel News*

media policy AT THE FCC

Disney, TW, Viacom Respond to Comcast-NBC Merger

Executives at Disney, Time Warner and Viacom have been huddling with FCC commissioners and staffers to discuss their concerns with the proposed merger of Comcast and NBC Universal. The three companies have conveyed their concerns that Comcast and NBC, once combined, don't favor one another and exclude competitors when it comes to access to content and distribution.

Hollywood Reporter

Hand-Wringing in Comcast-NBC Deal

Major media companies are raising concerns that government conditions on Comcast's pending deal to acquire control of NBC Universal could put them at a disadvantage in future negotiations

media minutes

This week: Public interest groups call for more protection against "bill shock" for cell phone users. And the upcoming National Conference for Media Reform is critical to organizing for better media. **Listen here.**

IN OTHER NEWS...

Rush Maintains Push for Top Dem Spot on Telecom Panel

National Journal

Native Public Media Partners with the New America Foundation

Native Public Media

Space Invaders
Slate

A Delay for the Daily:
Apple, News Corp. Push Back Launch Date
All Things Digital

Google's Purchase of ITA Software May Be Challenged
Bloomberg News

to shape the burgeoning online video market.

Amy Schatz and Jessica E. Vascellaro, Wall Street Journal

Snowe Warns Against Overemphasizing Spectrum Auction
Sen. Olympia Snowe (R-Maine) has suggested to FCC Chairman Julius Genachowski that he is putting the spectrum auction cart before the spectrum inventory horse.

John Eggerton, Broadcasting & Cable

AT&T Wants FCC to Free More Spectrum -- for Them to Squat on

FCC Chairman Julius Genachowski has been pushing hard to get broadcasters to voluntarily give up more wireless spectrum, repeating suggestions that we're facing a "spectrum crisis." Left unmentioned by Genachowski is the fact that AT&T and Verizon are currently sitting on billions in unused spectrum, with AT&T owning about \$10 billion in unused spectrum alone.

Karl Bode, Broadband Reports

When It Comes to Lobbying, Donations, PC's Got Mac Beat
National Journal

Free Cell Phone Service for the Poor
BusinessWeek

Telecom Giants Battle for Kenya
Wall Street Journal

Postal Service to Leave Stamp Price Unchanged at 44 Cents
Dow Jones

The FUTURE of the INTERNET

Should E-Mail and Letters Have Equal Legal Protection?

Should personal information that people store online, like e-mail messages, photos and location updates, be treated the same as telephone calls or paper documents stored in a person's home?

Claire Cain Miller, New York Times

Is Your Online Presence Property or a Person?

Online data privacy has been in the spotlight for a variety of reasons over the past year, from Facebook's privacy settings to the government's subpoenaing WikiLeaks data, but before Congress, regulators or courts can give any legal clarity to the issue, they need to answer some fundamental questions about what area of law even applies.

Derrick Harris, GigaOM

Won't You Be My Wireless Neighbor?

In an ideal world, the Internet would be universally available to anyone able to receive it. But an Internet as freely obtainable as broadcast TV hasn't yet arrived. Perhaps the solution is a simple, old-fashioned gesture. Just knock on a neighbor's door, and ask if she might be able to spare some wireless.

Helen Rubinstein, New York Times

FREE MY PHONE

Verizon to Rural Operators: You'll Have to Go to Apple for iPhone

Verizon Wireless said it remains committed to its promise to give smaller wireless carriers -- those with 500,000 or fewer subscribers -- access to its exclusive devices from all of its handset partners six months after the carrier launches the phones. However, Verizon said that because its deal with Apple to sell a CDMA version of the iPhone isn't exclusive, the agreement won't apply to the iPhone.

Sue Marek, FierceWireless

UPCOMING EVENTS

FCC January Open Meeting
Jan 25: Washington, DC

The Future of Journalism and Internet Access: The Nexus of Media, Technology, Policy and Politics
Feb 1: Stanford, CA

FCC February Open Meeting
Feb 8: Washington, DC

2011 Media That Matters conference
Feb 10: Washington, DC

L.A. Media Reform Summit 2011
Feb 26: Los Angeles, CA

FCC March Open Meeting
Mar 3: Washington, DC

NTEN 2011 Lobby Day and Annual Conference
Mar 17-Mar 19: Washington, DC

Arts Advocacy Day 2011, Americans for the Arts
Apr 4-Apr 5: Washington, DC

The National Conference for Media Reform 2011
Apr 8-Apr 10: Boston, MA

AT&T Could Lose 16 Percent of Customers to Verizon iPhone

Approximately 26 percent of Apple iPhone users currently on AT&T plan to switch to a Verizon iPhone, according to new data.

Chloe Albanesius, PC Magazine

Now That There's a Verizon iPhone, Is Sprint Next?

Just when you thought you were safe from iPhone hype, Sprint has announced it has big news to tell the world in a Feb. 7 press conference. The announcement sparked rumors all over the Internet: Could it be....? Sprint and Verizon do run on the same type of network -- CDMA.

Hayley Tsukayama, Washington Post

Verizon's 'New Every Two' Program Going the Way of the Dodo

It's official: Verizon is ditching its "New Every Two" program and changing its early upgrade policy. Rumors began spreading earlier this week that Verizon had told sales reps to stop pushing the services, and Verizon has now confirmed that this is indeed the case, and that it will affect both new and old customers.

Jacqui Cheng, Ars Technica

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