



PUBLIC NOTICE

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DA 12-1434
August 31, 2012

NOTICE CONCERNING *EX PARTE* STATUS OF INFORMATION SUBMITTED TO THE OPEN INTERNET ADVISORY COMMITTEE

The Federal Communications Commission (FCC or Commission) recently announced the members of the Open Internet Advisory Committee (OIAC).¹ The OIAC is a Federal advisory committee that will provide recommendations to the Commission regarding policies and practices related to preserving the Open Internet.

Under the Federal Advisory Committee Act, the Commission is responsible for oversight of the OIAC, including its informal working groups.² As a result, FCC staff may participate in meetings or other activities held by both the OIAC and its informal working groups. In light of this, we are announcing that, pursuant to section 1.1200(a) of the Commission's rules, 47 C.F.R. § 1.1200(a), presentations to the OIAC will be treated as exempt presentations for *ex parte* purposes. This treatment is appropriate since presentations to the OIAC, like comments on a Notice of Inquiry, will not directly result in the promulgation of new rules. *See* 47 C.F.R. § 1.1204(b)(1)(exempt treatment of Notices of Inquiry).

We recognize, however, that issues that may be addressed by the OIAC are the subject of pending FCC proceedings. The Commission will not rely in these proceedings on any information submitted to the OIAC, or to any of its subcommittees or working groups, unless that information is first placed in the record of the relevant proceeding.

Additional information regarding the OIAC can be found at <http://www.fcc.gov/encyclopedia/open-internet-advisory-committee>. For more information, contact Daniel Kirschner, Designated Federal Official for OIAC at (202) 418-1735 or daniel.kirschner@fcc.gov, or Deborah Broderson, Deputy Designated Federal Officer for OIAC at (202) 418-0652 or deborah.broderson@fcc.gov.

¹ Announcement of Members on Open Internet Advisory Committee, *Public Notice*, DA 12-829, rel. May 25, 2012.

² *See* 5 U.S.C. App. 2.