

Mr. William Bresnan  
Chairman & Chief Executive Officer  
Bresnan Communications  
One Manhattanville Road  
Purchase, NY 10577

Mr. Thomas O. Might  
President & Chief Executive Officer  
CableOne  
1314 N. Third Street, 3rd Floor  
Phoenix, AZ 85004

Mr. Neil Smit  
President & Chief Executive Officer  
Charter Communications  
12405 Powerscourt Drive, Ste. 100  
St. Louis, MO 63131-3660

Mr. Patrick Esser  
President  
Cox Communications  
1400 Lake Hearn Drive  
Atlanta, GA 30319

Mr. Rodger L. Johnson  
President & Chief Executive Officer  
Knology Holdings  
1241 O.G. Skinner Drive  
West Point, GA 31883

Mr. Peter D. Aquino  
Chairman & Chief Executive Officer  
RCN Corporation  
105 Carnegie Center  
Princeton, NJ 08540

Mr. Glenn A. Britt  
Chairman & Chief Executive Officer  
Time Warner Cable  
290 Harbor Drive  
Stamford, CT 06902

Mr. Robert Miron  
Chairman & Chief Executive Officer  
Bright House Networks, LLC  
5000 Campuswood Drive

East Syracuse, NY 13057-4250

Mr. James L. Dolan  
President & Chief Executive Officer  
Cablevision Systems Corporation  
1111 Stewart Avenue  
Bethpage, NY 11714

Mr. Brian L. Roberts  
Chairman & Chief Executive Officer  
Comcast Cable Communications  
1500 Market Street, East Tower  
Philadelphia, PA 19102

Mr. Michael S. Willner  
Vice Chairman & Chief Executive Officer  
Insight Communications  
810 Seventh Avenue  
New York, NY 10019

Mr. Rocco B. Commisso  
Chairman & Chief Executive Officer  
Mediacom Communications Corporation  
100 Crystal Run Road  
Middletown, NY 10941

Mr. Jerald Kent  
Chief Executive Officer  
Suddenlink Communications  
12444 Powerscourt Drive, Suite 450  
St. Louis, MO 63131

Ms. Colleen Abdoulah  
President & Chief Executive Officer  
WideOpen West  
7887 E. Belleview Avenue, Suite 1000  
Englewood, CO 80111

Mr. Randall L. Stephenson  
Chairman & Chief Executive Officer  
AT&T Inc.  
175 E. Houston Street  
San Antonio, TX 78205

Ms. Marie Wilderotter  
Chief Executive Officer

Citizen Communications  
3 High Ridge Park  
Samford, CT 06905

Mr. Edward. A. Mueller  
Chief Executive Officer  
Qwest  
1801 California St., 51st Floor  
Denver, CO 80202

Mr. Jeff Gardner  
President & Chief Executive Officer  
Windstream Communications  
4001 Rodney Parham Road  
Little Rock, AR 72212

Mr. Mark R. Goldston  
Chief Executive Officer  
United Online  
21301 Burbank Boulevard  
Woodland Hills, CA 91367

Mr. Carl. J. Grivner  
Chief Executive Officer  
XO Communications, Inc.  
13865 Sunrise Valley Drive  
Herndon, VA 20171

Mr. James Q. Crowe  
President & Chief Executive Officer  
Level 3 Communications Inc.  
1025 El Dorado Boulevard  
Broomfield, CO 80021

Mr. Glen F. Post  
Chief Executive Officer  
CenturyTel  
100 Centurytel Drive  
Monroe, LA 71203

Mr. Rolla P. Huff  
Chief Executive Officer  
Earthlink  
1375 Peachtree Street  
Atlanta, GA 30309

Mr. Dave Wittwer  
Chief Executive Officer  
TDS Telecom  
525 Junction Road  
Madison, WI 53717

Mr. Ivan Seidenberg  
Chief Executive Officer  
Verizon  
140 West St. 29th Floor  
New York, NY 10007

Mr. Arunas A. Chesonis  
Chairman, CEO, and President  
PAETEC Holding Corp.  
600 Willowbrook Office Park  
Fairport, NY 14450

Mr. James F. Geiger  
Chairman, CEO, and President  
Cbeyond, Inc.  
320 Interstate North Parkway, Suite 300  
Atlanta, GA 30339

Mr. Patrick Bennett  
President & Chief Executive Officer  
Covad Communications  
110 Rio Robles  
San Jose, CA 95134-1813

Ms. Larissa Herda  
Chairman, CEO, and President  
tw telecom inc.  
10475 Park Meadows Dr.  
Littleton, CO 80124

Eric Schmidt, Ph.D.  
Chairman & Chief Executive Officer  
Google Inc.  
1600 Amphitheatre Parkway  
Mountain View, CA 94043

Mr. Jerry Yang  
Chief Executive Officer  
Yahoo! Inc.  
701 First Avenue

Sunnyvale, CA 94089

Mr. Randy Falco  
Chairman & Chief Executive Officer  
AOL LLC  
770 Broadway  
New York, NY 10003

Mr. Steve Ballmer  
Chief Executive Officer  
Microsoft Corporation  
One Microsoft Way  
Redmond, WA 98052-7329

HENRY A. WAXMAN, CALIFORNIA  
EDWARD J. MARKEY, MASSACHUSETTS  
RICK BOUCHER, VIRGINIA  
EDOLPHUS TOWNS, NEW YORK  
FRANK PALLONE, JR., NEW JERSEY  
BART GORDON, TENNESSEE  
BOBBY L. RUSH, ILLINOIS  
ANNA G. ESHOO, CALIFORNIA  
BART STUPAK, MICHIGAN  
ELIOT L. ENGEL, NEW YORK  
GENE GREEN, TEXAS  
DIANA DEGETTE, COLORADO  
VICE CHAIRMAN  
LOIS CAPPS, CALIFORNIA  
MIKE DOYLE, PENNSYLVANIA  
JANE HARMAN, CALIFORNIA  
TOM ALLEN, MAINE  
JAN SCHAKOWSKY, ILLINOIS  
HILDA L. SOLIS, CALIFORNIA  
CHARLES A. GONZALEZ, TEXAS  
JAY INSLEE, WASHINGTON  
TAMMY BALDWIN, WISCONSIN  
MIKE ROSS, ARKANSAS  
DARLENE HOOLEY, OREGON  
ANTHONY D. WEINER, NEW YORK  
JIM MATHESON, UTAH  
G.K. BUTTERFIELD, NORTH CAROLINA  
CHARLIE MELANCON, LOUISIANA  
JOHN BARROW, GEORGIA  
BARON P. HILL, INDIANA  
DORIS O. MATSUI, CALIFORNIA

ONE HUNDRED TENTH CONGRESS

**U.S. House of Representatives**  
**Committee on Energy and Commerce**  
**Washington, DC 20515-6115**

JOHN D. DINGELL, MICHIGAN  
CHAIRMAN

JOE BARTON, TEXAS  
RANKING MEMBER  
RALPH M. HALL, TEXAS  
FRED UPTON, MICHIGAN  
CLIFF STEARNS, FLORIDA  
NATHAN DEAL, GEORGIA  
ED WHITFIELD, KENTUCKY  
BARBARA CUBIN, WYOMING  
JOHN SHIMKUS, ILLINOIS  
HEATHER WILSON, NEW MEXICO  
JOHN B. SHADEGG, ARIZONA  
CHARLES W. "CHIP" PICKERING, MISSISSIPPI  
VITO FOSSELLA, NEW YORK  
ROY BLUNT, MISSOURI  
STEVE BUYER, INDIANA  
GEORGE RADANOVICH, CALIFORNIA  
JOSEPH R. PITTS, PENNSYLVANIA  
MARY BONO MACK, CALIFORNIA  
GREG WALDEN, OREGON  
LEE TERRY, NEBRASKA  
MIKE FERGUSON, NEW JERSEY  
MIKE ROGERS, MICHIGAN  
SUE WILKINS MYRICK, NORTH CAROLINA  
JOHN SULLIVAN, OKLAHOMA  
TIM MURPHY, PENNSYLVANIA  
MICHAEL C. BURGESS, TEXAS  
MARSHA BLACKBURN, TENNESSEE

August 1, 2008

DENNIS B. FITZGIBBONS, CHIEF OF STAFF  
GREGG A. ROTHSCHILD, DEPUTY CHIEF OF STAFF  
AND CHIEF COUNSEL

Mr. Randy Falco  
Chairman and Chief Executive Officer  
AOL LLC  
770 Broadway  
New York, NY 10003

Dear Mr. Falco:

We are writing with respect to the growing trend of companies tailoring Internet advertising based upon consumers' Internet search, surfing, or other use.

As you may know, questions have been raised regarding the applicability of privacy protections contained in the Communications Act of 1934, the Cable Act of 1984, the Electronic Communications Privacy Act, and other statutes to such practices, and whether legislation is needed to ensure that the same protections apply regardless of the particular technologies or companies involved. We are interested in the nature and extent to which you engage in such practices, and the impact it could have on consumer privacy.

In order for us to better understand how companies may be engaged in efforts to target Internet advertising, the impact of such efforts on consumers, and broader public policy implications, we respectfully request that you provide specific answers to each of the following questions:

1. Has your company at any time tailored, or facilitated the tailoring of, Internet advertising based on consumers' Internet search, surfing, or other use?
2. Please describe the nature and extent of any such practice and if such practice had any limitations with respect to health, financial, or other sensitive personal data, and how such limitations were developed and implemented.
3. In what communities, if any, has your company engaged in such practice, how were those communities chosen, and during what time periods was such practice used in each? If such practice was effectively implemented nationwide, please say so.

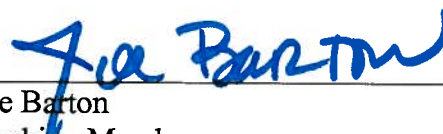
4. How many consumers have been subject to such practice in each affected community, or nationwide?
5. Has your company conducted a legal analysis of the applicability of consumer privacy laws to such practice? If so, please explain what that analysis concluded.
6. How did your company notify consumers of such practice? Please provide a copy of the notification. If your company did not specifically or directly notify affected consumers, please explain why this was not done.
7. Please explain whether your company asked consumers to "opt in" to the use of such practice or allowed consumers who objected to "opt out." If your company allowed consumers who objected to opt out, how did it notify consumers of their opportunity to opt out? If your company did not specifically or directly notify affected consumers of the opportunity to opt out, please explain why this was not done.
8. How many consumers opted out of being subject to such practice?
9. Did your company conduct a legal analysis of the adequacy of any opt-out notice and mechanism employed to allow consumers to effectuate this choice? If so, please explain what that analysis concluded.
10. What is the status of consumer data collected as a result of such practice? Has it been destroyed or is it routinely destroyed?
11. Is it possible for your company to correlate data regarding consumer Internet use across a variety of services or applications you offer to tailor Internet advertising? Do you do so? If not, please indicate what steps you take to make sure such correlation does not happen. If you do engage in such correlation, please provide answers to all the preceding questions with reference to such correlation. If your previous answers already do so, it is sufficient to simply cross-reference those answers.

Thank you in advance for your attention to this matter. We respectfully request a response by Friday, August 8, 2008.

Sincerely,

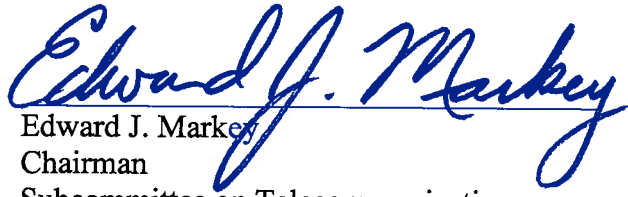


John D. Dingell  
Chairman



Joe Barton  
Ranking Member

Mr. Randy Falco  
Page 3



Edward J. Markey  
Chairman  
Subcommittee on Telecommunications  
and the Internet



Cliff Stearns  
Ranking Member  
Subcommittee on Telecommunications  
and the Internet