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September 4, 2008

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Mark J. Langer
Clerk of the Court
United States Court of Appeals
for the District of Columbia Circuit
E. Barrett Prettyman U.S. Courthouse
333 Constitution Avenue, NW
Washington, DC 20001-2866

Re: Comcast Corp. v. FCC

Dear Mr. Langer:

On behalf of Comcast Corp., enclosed please find an original and four copies of a Petition for Review of the final order of the Federal Communications Commission captioned In the Matters of Formal Complaint of Free Press and Public Knowledge Against Comcast Corporation for Secretly Degrading Peer-to-Peer Applications; Broadband Industry Practices — Petition of Free Press et al. for Declaratory Ruling that Degrading an Internet Application Violates the FCC's Internet Policy Statement and Does Not Meet an Exception for "Reasonable Network Management," File No. EB-08-IH-1518, WC Docket No. 07-52 (rel. Aug. 20, 2008), as well as an original and four copies of a Corporate Disclosure Statement filed pursuant to Rule 26.1 of the Federal Rules of Appellate Procedure and D.C. Cir. Rule 26.1. Also enclosed is a check payable to the Clerk, U.S. Court of Appeals, in the amount of \$450.00 to cover the fees associated with docketing this case.

Please date-stamp the enclosed extra copies of the Petition for Review and Corporate Disclosure Statement designated for that purpose and return them to the undersigned. Should any questions arise concerning this filing, please contact me at 202.719.7349.

Respectfully submitted,

Helpi (Walker

Enclosures

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## IN THE UNITED STATES COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA CIRCUIT

COMCAST CORPORATION,	
Petitioner,	Case No. 08
V,	
FEDERAL COMMUNICATIONS COMMISSION	
and	
UNITED STATES OF AMERICA,	
Respondents.	

## PETITION FOR REVIEW AND, IN THE ALTERNATIVE, NOTICE OF APPEAL

Pursuant to 47 U.S.C. § 402(a), 28 U.S.C. §§ 2342(1) and 2344, and Rule 15(a) of the Federal Rules of Appellate Procedure, Comeast Corporation ("Comeast") hereby petitions the Court for review of the final order of the Federal Communications Commission captioned In the Matters of Formal Complaint of Free Press and Public Knowledge Against Comeast Corporation for Secretly Degrading Peer-to-Peer Applications; Broadband Industry Practices—Petition of Free Press et al. for Declaratory Ruling that Degrading an Internet Application Violates the FCC's Internet Policy Statement and Does Not Meet an Exception for "Reasonable Network Management," File No. EB-08-IH-1518, WC Docket No. 07-52 (rel. Aug. 20, 2008) ("Memorandum Opinion and Order").

In the alternative, if this Court determines that challenges to the Memorandum Opinion and Order are properly heard under 47 U.S.C. § 402(b), as a protective matter, Comcast

See, e.g., Telecommunications Research & Action Center v. FCC, 750 F.2d 70 (D.C. Cir. 1984).

respectfully requests that this Petition for Review be treated as a notice of appeal under that statutory subsection.

A copy of the full text of the Memorandum Opinion and Order is attached as EXHIBIT

A.

Respectfully submitted,

Helg C Walker

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ATTORNEYS FOR COMCAST

CORPORATION

Dated: September 4, 2008

## CORPORATE DISCLOSURE STATEMENT

Pursuant to Rule 26.1 of the Federal Rules of Appellate Procedure and Rule 26.1 of this Court, Petitioner hereby submits the following corporate disclosure statement:

Comcast Corporation is a Pennsylvania corporation that is not a subsidiary of any other corporation. Comcast is publicly traded on the NASDAQ National Market under the symbols "CMCSA" and "CMCSK." No publicly held corporation owns 10% or more of the stock of Comcast.