



UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

Division of Advertising Practices

October 29, 2009

Jim Kott, President
Abacast, Inc.
921 Fourth Street
Washaugal, WA 98671

Re: Inadvertent Sharing Protection Working Group Voluntary Best Practices Compliance

Dear Mr. Kott:

In July 2008, numerous distributors of peer-to-peer file-sharing applications, including Abacast, Inc., agreed to abide by a set of guidelines (hereafter "Voluntary Best Practices"), created by the Distributed Computing Industry Association, to minimize the inadvertent sharing of sensitive files over peer-to-peer networks. The staff of the U.S. Federal Trade Commission's Division of Advertising Practices has recently reviewed and analyzed AbaClient Streaming Media Client, version v1.64b2 04/20/2007, to determine if it complies with the Voluntary Best Practices. This letter sets forth the results of that review.

We recognize that the Abacast software application operates differently than some other peer-to-peer file-sharing applications in that no file sharing between peers is possible. The Abacast software application is a content distribution network for distributing audio, video and games files provided by Abacast content providers, and only files that have been provided to Abacast's servers from Abacast's customers are distributed. The program operates as a traditional content delivery network, and also uses proprietary technology to deliver content using peer-to-peer technology.

The majority of the Voluntary Best Practices are not relevant to the Abacast software application, as it does not have a mechanism for users to share files. The staff's tests show that the program is compliant with the Voluntary Best Practices that are relevant to its operation. Please call Stacey Ferguson at (202) 326-2361 if you have any questions.

Very truly yours,

A handwritten signature in black ink that reads "Mary K. Engle".

Mary K. Engle
Associate Director
Division of Advertising Practices

cc: Marty Lafferty, Distributed Computing Industry Association