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Federal Communications Commission
Office of Secretary

December 9, 1996

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W.
Room 222
Washington, D.C. 21554

Re: Notice of Ex Parte Presentation
RM-8811

Dear Mr. Caton:

On December 9, 1996, undersigned counsel to BizTel, Inc. ("BizTel") held a telephone conversation with Michele Farquhar, Chief of the Wireless Telecommunications Bureau. The topic of the conversation was alternatives for the accommodation of terrestrial fixed and satellite service spectrum requirements in bands between 30 GHz and about 50 GHz.

Specifically, the technical impossibility of requiring fixed service systems to operate under e.i.r.p. limits and to use automatic transmitter power control to facilitate co-frequency FS/FSS sharing was discussed. In light of the fact that co-frequency FS/FSS sharing is not feasible in bands above 30 GHz, and because there is substantial available spectrum to address the sharing problem, undersigned counsel again restated the well-established unanimous view of all terrestrial parties in the above-referenced proceeding that band segmentation is the only viable alternative for the accommodation of fixed service and fixed satellite service systems in these bands.

Pursuant to Section 1.1206(a)(2) of the Commission's Rules, one copy of this letter is being submitted herewith. A copy of this letter is also being simultaneously delivered to the above-mentioned Commission representative.

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Kindly direct any inquiries relating to this submission to the undersigned.

Very truly yours,

Walter H. Sonnenfeldt
Counsel to BizTel, Inc.

cc: Michele Farquhar, FCC