

November 6, 2002

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

Re: *Proposal of the Wireless Communications Association International, Inc., the National ITFS Association and Catholic Television Network for Revisions To MDS and ITFS Rules –RM-10586* -- **NOTICE OF EX PARTE PRESENTATION**

Dear Ms. Dortch:

Earlier today, Jay Keithley of Sprint Corp., Karen Possner of BellSouth Corp., Robert Koppel of WorldCom, Inc. (all of whom are members of the Government Relations Committee of the Wireless Communications Association International, Inc. (“WCA”)), Todd D. Gray, counsel to the National ITFS Association (“NIA”); and the undersigned, counsel to WCA, met with Shellie Blakeney, William Huber, D’wana Terry, Ramona Melson, John Schauble, Herb Zeiler, Sara Mechanic and Charles Rush of the Wireless Telecommunications Bureau.

Among the topics addressed during the meeting was the October 7, 2002 white paper filed by WCA, NIA and the Catholic Television Network proposing a revised regulatory regime for the Multipoint Distribution Service (“MDS”) and the Instructional Television Fixed Service (“ITFS”). The representatives from WCA and NIA emphasized the important public interest benefits that will derive from adoption of the rule changes proposed in the white paper and the strong industry consensus that has developed in support of the filing. They also discussed their plans for submitting supplemental technical material shortly to address the use of non-compatible technologies by neighboring licensees.

In addition, the participants in the meeting discussed the proposal advanced at pages 50-51 of the white paper for an immediate interim waiver of all MDS BTA build-out deadlines pending final Commission action on the substantive changes to the BTA build-out rules suggested in the white paper. In connection with that waiver proposal, it was suggested that any waiver also extend to upcoming construction deadlines for incumbent MDS and ITFS stations. The representatives of WCA and NIA argued that there was no public interest benefit to

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requiring MDS and ITFS licensees to construct video systems under existing authorizations merely to meet construction deadlines when such facilities would be of little or no utility to as the MDS/ITFS transitions to the provision of broadband services.

Should you have any questions regarding this notice, please contact the undersigned.

Respectfully submitted,

/s/ Paul J. Sinderbrand

Paul J. Sinderbrand

cc: Shellie Blakeney
William Huber
Sara Mechanic
Ramona Melson
Charles Rush
John Schauble
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