HOGAN & HARTSON

L.L.P.

ARI Q. FITZGERALD
PARTNER
(202) 637-5423
AQFITZGERALD@HHLAW.COM

COLUMBIA SQUARE
555 THIRTEENTH STREET, NW
WASHINGTON, DC 20004-1109
TEL (202) 637-5600
FAX (202) 637-5910
WWW.HHLAW.COM

January 15, 2003

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
Room TW-B204
445 Twelfth Street, S.W.
Washington, D.C. 20554

Re: Amendment of Part 2 of the Commission's Rules to Allocate Spectrum Below 3 GHz for Mobile and Fixed Services
ET Docket No. 00-258
***Ex Parte* Communication**

Dear Ms. Dortch:

Pursuant to Section 1.1206(b) of the Commission's rules, I am writing on behalf of NEC America, Inc. ("NEC") to notify you of three *ex parte* communications made to Commission staff on January 23, 2003 in connection with the above-referenced proceeding. The communications were made to discuss comments and reply comments previously filed by NEC in this docket.

NEC is a manufacturer of private branch exchange ("PBX") and key telephone systems that incorporate wireless handset capabilities using spectrum allocated for unlicensed PCS ("UPCS"). The meetings focused on various proposals raised in this docket for use of the 1910-1920 MHz band, including the UTAM/UTStarcom proposal to allow isochronous UPCS and low-power Community Wireless Network ("CWN") operations in the band.

Commission staff who participated in the conversations included Jennifer Manner, Senior Counsel to Commissioner Abernathy, Bryan Tramont, Senior Legal Advisor to Chairman Powell and Barry Ohlson, Legal Advisor to Commissioner Adelstein.

An original and one copy of this letter are submitted for inclusion in the proceeding record.

Respectfully submitted,

Ari Q. Fitzgerald
Counsel for NEC America, Inc.

Cc: Jennifer Manner
Bryan Tramont
Barry Ohlson