

**MINTZ LEVIN  
COHN FERRIS  
GLOVSKY AND  
POPEO PC**

*Washington*  
*Boston*  
*New York*  
*Reston*  
*New Haven*

*701 Pennsylvania Avenue, N.W.*  
*Washington, D.C. 20004*  
*202 434 7300*  
*202 434 7400 fax*  
*www.mintz.com*

***Russell H. Fox***

***Direct dial 202 434 7483***  
***rfox@mintz.com***

June 20, 2003

**ELECTRONICALLY SUBMITTED**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
455 12th Street, S.W.  
Washington, D.C. 20554

**Re: Notice of Ex Parte Presentation; WT Docket No. 02-146**

Dear Ms. Dortch:

On June 20, Scott Morris, General Counsel and Senior Vice President of Public Affairs of Terabeam Corporation (“Terabeam”) and the undersigned met with Edmond J. Thomas and Michael J. Marcus of the Office of Engineering and Technology and with Thomas Stanley of the Wireless Telecommunications Bureau to discuss the above-referenced proceeding. Consistent with Terabeam’s comments and reply comments, the following issues were addressed:

- Licensing of millimeter wave spectrum should be accomplished in a manner that offers protection from other users. Band manager licensing and traditional unlicensed operations are not favored.
- The FCC should not limit the use of the millimeter wave bands to the use of dual band frequency division duplexing (“FDD”) technology; regulations should permit the use of time division duplexing (“TDD”) duplexing technology.
- The FCC should adopt the proposals for automatic transmitter power control and the restrictions on beamwidth and power limits proposed in Terabeam’s comments.
- The FCC should not limit the use of the millimeter wave bands to digital transmissions only; the FCC should permit the use of analog technology as well.

MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND POPEO, P.C.

Ms. Marlene H. Dortch  
June 20, 2003  
Page 2

Pursuant to sections 1.1206(b)(2) of the Commission's rules, this letter is being submitted electronically to your office. Copies are also being served on the Commission participants in the meeting.

Any questions concerning this submission should be addressed to the undersigned.

Cordially yours,

/s/ Russell H. Fox

Russell H. Fox

cc: Edmond J. Thomas  
Michael J. Marcus  
Thomas Stanley  
Scott Morris

WDC 334495v1