

LAWLER, METZGER & MILKMAN, LLC

2001 K STREET, NW
SUITE 802
WASHINGTON, D.C. 20006

REGINA M. KEENEY

PHONE (202) 777-7700
FACSIMILE (202) 777-7763

July 31, 2003

BY ELECTRONIC FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

Re: WT Docket No. 02-55
Ex Parte Presentation

Dear Ms. Dortch:

On Wednesday, July 30, 2003, Robert Foosaner, Senior Vice President, Nextel Communications, Inc. ("Nextel") and I met with Marsha MacBride, Chief of Staff, Office Chairman Powell, and Bryan Tramont, Senior Legal Advisor, Office of Chairman Powell, regarding the Commission's above-captioned rulemaking on public safety communications in the 800 MHz band. During our meeting, we discussed the urgent need to adopt the Consensus Plan as a means of resolving CMRS – public safety interference and providing additional spectrum for public safety communications. The facts and arguments discussed are reflected in written comments previously filed by Nextel and the Consensus Parties in this proceeding. Attached to this letter is a copy of a description of the Consensus Plan that was provided at this meeting.

Pursuant to section 1.1206(b)(2) of the Commission's rules, 47 C.F.R. § 1.1206(b)(2), this letter and the attachment are being filed electronically for inclusion in the public record of the above-referenced proceeding.

Sincerely,

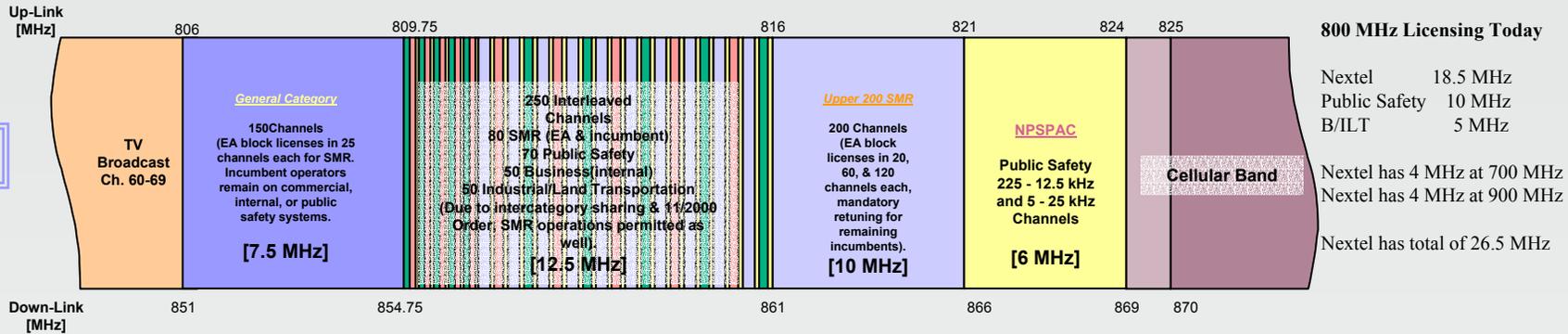
/s/ Regina M. Keeney
Regina M. Keeney

Attachment

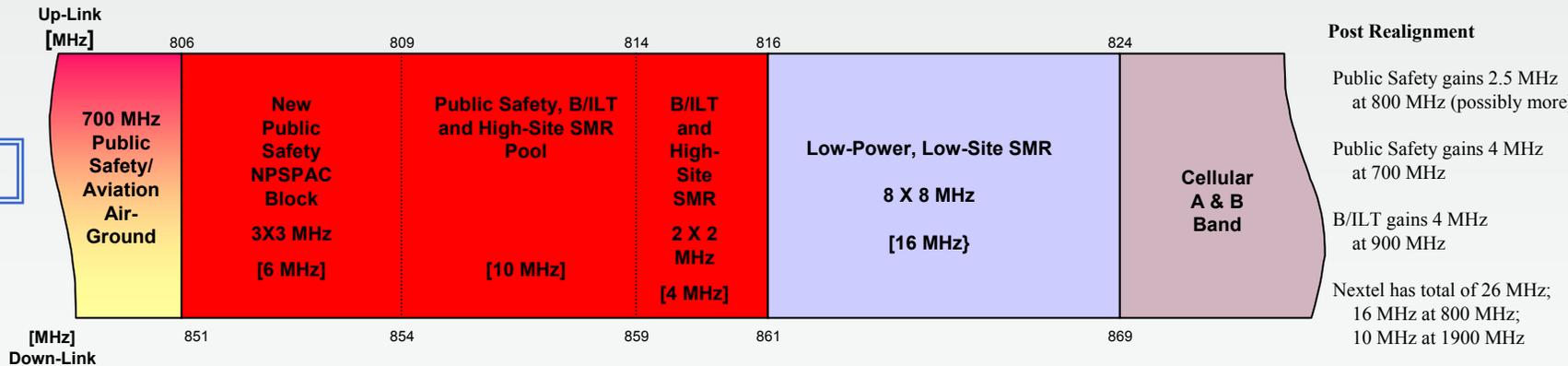
cc: Marsha MacBride
Bryan Tramont

Consensus Plan for Public Safety Spectrum Realignment

Before:



After:



800 MHz Band - Nextel will relinquish an average of 2.5 MHz of 800 MHz spectrum to make overall realignment of 800 MHz band possible, moving public safety to non-cellular block adjacent to future public safety spectrum.

700 MHz Band - Nextel will relinquish to the FCC 4 MHz of near-nationwide spectrum to be reassigned to public safety providers to expand their systems. This spectrum is adjacent to existing public safety allocations in the 700 MHz band.

900 MHz Band - Nextel will relinquish 4 MHz of 900 MHz spectrum nationwide to encourage private wireless incumbents to relocate from the 800 MHz Band, thereby creating additional spectrum for public safety use. Voluntarily relocating private wireless licensees will get a 2-for-1 spectrum bonus at 900 MHz for private wireless growth.

1.9 GHz Band (1910-1915 MHz paired with 1990-1995 MHz) - In exchange for the 10.5 MHz of spectrum listed above, Nextel must receive replacement spectrum. The 1910-1915 MHz portion is not currently being used, while the 1990-1995 MHz portion has recently been reallocated from the Mobile Satellite Services industry to services such as Nextel.

\$3 Billion Commitment from Nextel – Nextel paid \$2 billion in FCC auctions and the secondary markets to acquire the 700, 800, and 900 MHz spectrum it would exchange; Nextel would fund up to \$850 million for relocating all of public safety and private wireless (B/ILT) licensees; Nextel will spend approximately \$150 million for its own retuning costs under realignment.