



Wireless Communications Association International

1333 H Street, NW • Suite 700 West • Washington DC 20005

202.452.7823 Telephone • 202.452.0041 Fax

Website: www.wcai.com

"The Association for Wireless Broadband Access"

September 25, 2003

VIA ELECTRONIC FILING

Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, SW
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 To Support the Introduction of New Advanced Wireless Services, including Third Generation Wireless Systems - ET Docket No. 00-258 – NOTICE OF ORAL EX PARTE COMMUNICATION*

Dear Ms. Dortch:

I am writing pursuant to Section 1.1206(b) of the Commission's Rules to advise you that on September 24, 2003, representatives of the Wireless Communications Association International, Inc. ("WCA") met with Sheryl J. Wikerson, Legal Advisor to Chairman Michael K. Powell, to discuss the proposals pending in the *Third Notice of Proposed Rulemaking* in ET Docket No. 00-258 for relocating Multipoint Distribution Service ("MDS") licensees from the 2150-2162 MHz band as part of the Commission's effort to free spectrum for Advanced Wireless Services ("AWS").

During the course of that meeting, WCA reviewed the record in the proceeding, which illustrates that, except for the G Block, none of the bands under consideration in the docket are suitable for relocating MDS. WCA reminded Ms. Wikerson that it has been almost three years since the MDS spectrum at 2150-2162 MHz was first targeted for relocation by the *Notice of Proposed Rulemaking*, discussed the adverse consequences the resulting regulatory cloud continues to have on the use of the band, and urged the Commission to move rapidly to relocate MDS to the G Block. WCA reiterated the proposals it advanced in its comments and reply comments in response to the *Third Notice of Proposed Rulemaking* and distributed the attached summary of those proposals.

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Should there be any questions concerning this matter, please contact the undersigned.

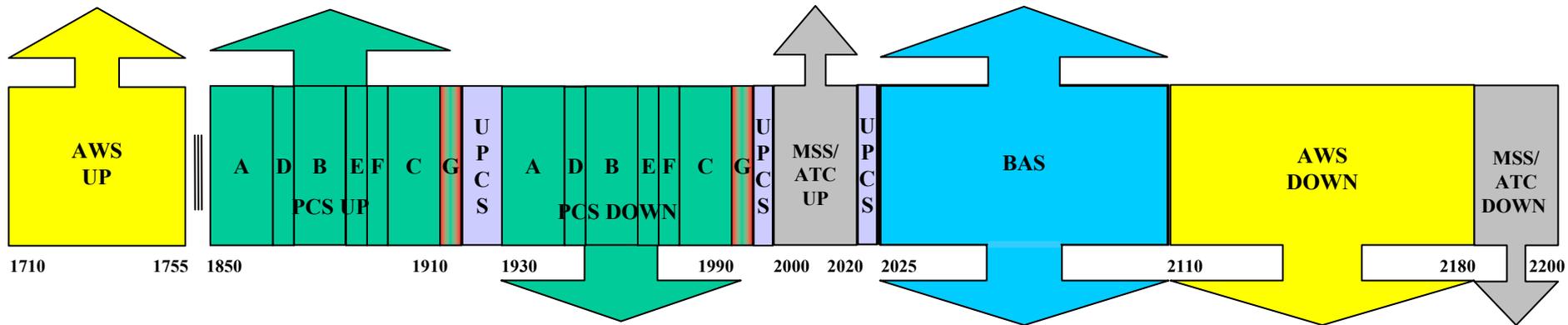
Respectfully submitted,

/s/ Andrew Kreig
Andrew Kreig
President

Attachment

cc: Sheryl Wilkerson

The MDS Industry Proposal





The MDS Industry Proposal

- 1910-1916 MHz – reallocate for relocated MDS licensees; limit to customer-to-base transmissions; and subject to broadband PCS technical rules.
- 1916-1920 MHz – reallocate for isochronous unlicensed personal communications service (“UPCS”) use, creating a contiguous block from 1916-1930 MHz for isochronous UPCS applications.
- 1990-1996 MHz – reallocate for relocated MDS licensees; limit to base-to-customer transmissions; and subject to broadband PCS technical rules.
- 1996-2000 MHz – reallocate for asynchronous UPCS or other low-power unlicensed use under rules that fully protect adjacent channel operations of relocated MDS and MSS licensees.
- 2020-2025 MHz – reallocate for asynchronous UPCS or other low-power unlicensed use under rules that fully protect adjacent channel operations of relocated MDS and MSS licensees.
- 2155-2180 MHz – reallocate to AWS for asymmetric use in conjunction with the 1710-1755/2110-2155 MHz band; limit to base-to-customer transmissions; and subject to broadband PCS technical rules.