

CTIA

Building The Wireless Future™
Cellular Telecommunications & Internet Association

January 13, 2004

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

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

Dear Ms. Dortch:

On January 12, 2004, representatives of the 800 MHz User Coalition Group, including Jill Lyon of the United Telecom Council (UTC), Diane Cornell, Vice President of Regulatory Policy, Cellular Telecommunications & Internet Association (CTIA), Chris Guttman-McCabe, Director of Regulatory Policy, CTIA, Brian Fontes, Vice President for Federal Relations, Cingular Wireless, and Jim Bugel, Executive Director of Government Affairs, Cingular Wireless, met with Commissioner Jonathan Adelstein and Barry Ohlson, Legal Advisor for Spectrum and International Issues, concerning the above-referenced docket. The purpose of the meeting was to discuss the merits of the 800 MHz User Group Coalition proposal filed with the FCC on May 29, 2003.

The User Coalition members noted the funding weaknesses of the so-called "Consensus Plan" filed by Nextel Communications, some public safety associations and private wireless groups, as well as some of the legal infirmities of the plan. The Coalition parties also urged that the FCC not mandate a band plan for the 800 MHz band that would restrict the ability of licensees of all types to deploy advanced technology: in many states, this band is being used to develop multi-agency interoperable systems, some of which are a mix of high-site and low-site installations. The parties also stressed that the Coalition plan is proactive, in that it not only guarantees elimination of current interference at the cost of the interfering party, but would prevent future interference through rules requiring better system engineering as well as notification and coordination procedures.

The parties discussed the attached presentation along with the 800 MHz User Coalition Balanced Approach plan.



Pursuant to Section 1.1206 of the Commission's Rules, this letter is being electronically filed with your office. If you have any questions concerning this submission, please contact the undersigned.

Sincerely,

Diane Cornell

Diane Cornell

cc: Commissioner Jonathan Adelstein
Barry Ohlson

