

March 2, 2004

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

Re: *Amendment of Parts 1, 21, 73, 74 and 101 of the Commission's Rules to Facilitate the Provision of Fixed and Mobile Broadband Access, Educational and other Advanced Services in the 2150-2162 and 2500-2690 MHz Bands – WT Docket No. 03-66 --*
NOTICE OF EX PARTE PRESENTATION

Dear Ms. Dortch:

Earlier today, Evan R. Kwerel of the Office of Strategic Planning and Policy Analysis and Uzoma C. Onyeije, Erik Salovaara, William Huber and Nancy Zaczek of the Wireless Telecommunications Bureau met with the undersigned, representing the Wireless Communications Association International, Inc. (“WCA”), regarding the *Notice of Proposed Rulemaking* (“NPRM”) in the referenced proceeding.

The participants discussed at length the proposal advanced by WCA, the National ITFS Association (“NIA”) and Catholic Television Network (“CTN”) for transitioning from the current bandplan to that proposed by WCA, NIA and CTN. WCA explained the proposed approach to establishing Geographic Service Areas and Transition Impact Areas (“TIAs”) from existing Protected Service Areas (including Basic Trading Area service areas) and the rationale for establishing TIAs. In addition, WCA explained the proposal for bringing licensees in neighboring markets into a transition of any given market. The parties also discussed generally the proposed “safe harbors” set forth in Appendix B to the WCA-NIA-CTN proposal. WCA stressed that the safe harbors were included to provide “Proponents” and licensees with certainty regarding their respective rights and that such certainty will promote expeditious transitions. The timing of an auction of MDS and ITFS white space was discussed, as was the nature of the rights that would be bestowed upon auction winners. The substance of the positions expressed by WCA’s representatives is reflected in the comments and reply comments submitted by WCA, NIA and CTN in response to the *NPRM*.

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Should you have any questions regarding this summary, please contact the undersigned.

Respectfully submitted,

/s/ Paul J. Sinderbrand

Paul J. Sinderbrand

Counsel to the Wireless Communications
Association International, Inc.

cc (via email): Evan R. Kwerel
Uzoma C. Onyeije
Erik Salovaara
William Huber
Nancy Zaczek