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APR - 8 2004

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

April 8, 2004

**BY HAND**

Marlene Dortch, Secretary  
Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554

Re: Notice of Written *Ex Parte* Presentation;  
WT Docket No. 02-55

Dear Ms. Dortch:

Pursuant to Section 1.1206(b)(2) of the Commission's Rules, this notice is being filed. On Thursday, April 8, 2004, Silver Palm Communications electronically filed the enclosed written *ex parte* presentation, regarding the above-referenced proceeding.

An original and one copy of this letter are submitted for inclusion in the file of the above-referenced proceeding. Please direct any questions to the undersigned.

Sincerely,



David J. Kaufman

Enclosure

cc: Silver Palm Communications

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Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, DC 20554

In the Matter of

Improving Public Safety Communications in  
the 800 MHz Band

Consolidating the 900 MHz Industrial/Land  
Transportation and Business Pool Channels

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WT Docket No. 02-55

To: The Commission

**EX PARTE PRESENTATION OF  
SILVER PALM COMMUNICATIONS**

Silver Palm Communications ("Silver"), by its attorney, hereby submits this *ex parte* presentation for inclusion in the above-referenced proceeding. Silver Palm, either directly or through affiliates, holds a number of 800 MHz SMR licenses, both site-based and auction, in the General Category band. Like other current non-Nextel licensees in this band, Silver Palm acquired its licenses in upon the regulatory structure laid out by this Commission, and like the other non-Nextel licensees in this band, Silver Palm would be devastated were the Commission to implement the Nextel so-called "consensus" plan.

Silver Palm hereby adds its voice to those who oppose the Nextel plan, and incorporates by reference the various filings already submitted in this proceeding by Mobile Relay Associates and Preferred Communication Systems, Inc.

Respectfully submitted,  
**SILVER PALM COMMUNICATIONS**

Brown Nietert & Kaufman, Chartered  
2000 L Street NW, Suite 817  
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(202)-887-0600

By:   
David J. Kaufman, Its Attorney

April 8, 2004