

May 12, 2004

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
12th Street Lobby, TW-A325
Washington, D.C. 20554

**Re: Ex Parte Presentation
WT Docket 02-55**

Dear Ms. Dortch:

On Tuesday, May 11, 2004 CTIA– The Wireless Association™ represented by Diane Cornell, Vice President for Regulatory Policy, and Chris Guttman-McCabe, Assistant Vice President for Regulatory Policy and Homeland Security, met with Sam Feder, Legal Advisor to Commissioner Martin on Spectrum and International Issues, to discuss the ongoing 800 MHz proceeding.

In particular, CTIA discussed its Compromise Proposal, filed with the Commission on April 29. In its proposal, CTIA suggested several key principles that should be employed to better serve the interests of Public Safety, the Nation, and the Commission. These include: (a) requiring Nextel to deposit a minimum of \$3 billion into a trust fund for Public Safety and Critical Infrastructure licensees to ensure adequate funding; (b) using an independent trustee to manage the money and payments; (c) granting Nextel the spectrum it originally requested at 2.1 GHz; and (d) on a market-by-market basis, requiring Nextel to pay for and relocate Public Safety first, before getting its spectrum grant, to provide a strong incentive to reband quickly and nationally. The parties discussed the attached document, which outlines the key differences between the Consensus Proposal and CTIA's Compromise Proposal.

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: Sam Feder

