



June 9, 2004

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12th Street, SW  
Washington, DC 20554

Re: MB Docket 03-185  
DA 04-1021  
DA 04-1104

Dear Ms. Dortch:

Pursuant to Section 1.1206(b)(2) of the Commission's Rules, this is to notify you that on June 8, 2004, Steve Sharkey and Mary Brooner of Motorola, Inc. met with Rick Chessen, Barbara Kreisman, Eloise Gore, Gordon Godfrey, Hossein Hashemzadeh, Shaun Maher, Evan Baranoff, and Joyce Bernstein of the Media Bureau. During the meeting, we discussed the attached points related to various issues under consideration in the above captioned proceedings.

Pursuant to the Commission's Rules, one copy of this notice is being filed electronically with the Commission. If you require any additional information please contact the undersigned at (202) 371-6953.

Sincerely,

/s/ Steve B. Sharkey

Steve B. Sharkey  
Director, Spectrum and Standards Strategy  
Motorola

Cc: Rick Chessen  
Barbara Kreisman  
Eloise Gore  
Gordon Godfrey  
Hossein Hashemzadeh  
Shaun Maher  
Evan Baranoff  
Joyce Bernstein

## **The DTV Transition**

- Motorola supports the “Ferree Plan” and urges the Commission to formalize the process for completing the transition from analog to digital television.
  - o Providing a date certain for spectrum availability is important to new licensees and users
  - o A priority should be placed on actions to clear spectrum for Public Safety
- Certainty regarding the transition date will help create a mass market for digital-to-analog converters, which will reduce prices to consumers

## **The Commission Should Act Consistently to Progress the Transition and Provide Access to New Users as Early as Possible**

### **LPTV and TV Translators (MB Docket 03-185)**

- The Bureau should not grant additional authorizations for LPTV and TV translators for chs. 52-69.
- Continuing to authorize such use is inconsistent with the transition to DTV
- While it is clear that such use is secondary to primary uses, the Commission is setting up a situation that could lead to unnecessary disruption or delay of services.

### **Access Spectrum Short-Spacing Request (DA 04-1021)**

- The application by Access Spectrum for a trunked land mobile facility on 746-747/776-777 MHz in Houston, Texas should be granted expeditiously.
- The proposed facility is short-spaced to TV broadcast station KZJL.
- An engineering showing by Access Spectrum demonstrates that the proposed facility provides the protection necessary KZJL.
- Section 27.60 of the Commission’s rules provide for use of an engineering showing using actual station parameters to demonstrate protection.
  - o No waiver should be necessary.
- Setting the correct precedent will help provide for earlier use of spectrum by new services

### **The Bureau Should Expedite Processing of Applications to Discontinue Analog Service**

- WRNN-TV (DA 04-1104) operating on Ch. 62 in Kingston, NY filed a request to discontinue its analog operation in favor of going all digital on Channel 48.
- Ch. 62 is licensed, in part to the Guard Band Manager, and is adjacent to ch. 63, allocated for use by public safety
- Expeditious action on requests to discontinue analog operations in chs. 52-69 will help make spectrum available for new services and will send the right signal that the Commission wants to expedite the transition to digital television and recover spectrum for new uses.