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July 6, 2004

BY ELECTRONIC FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

Re: WT Docket No. 02-55
Exempt Ex Parte Presentation (47 C.F.R. § 1.1204(a)(10))

Dear Ms. Dortch:

On Friday, July 2, 2004, Lawrence R. Krevor and Bruce Cox of Nextel Communications, Inc. ("Nextel"), and I met with Paul Margie, Spectrum and International Legal Advisor, Office of Commissioner Copps, concerning the above-referenced proceeding. Also attending the meeting were Maggie Sklar, Laura Hendrickson, and Jonathon Cascarano of Commissioner Copps's office. Mr. Margie requested the meeting for the clarification and adduction of evidence concerning two issues in WT Docket No. 02-55, pursuant to section 1.1204(a)(10) of the Commission's rules.

Mr. Margie requested clarification of the usability of the additional two megahertz of 800 MHz spectrum Nextel recently offered to contribute to the Consensus Plan. Nextel responded to Mr. Margie's questions by reviewing its proposed interference protection criteria for the additional two megahertz, as previously filed with the Commission in this proceeding. *See* Letter from Lawrence R. Krevor, Nextel, to Marlene H. Dortch, FCC Secretary (June 16, 2004).

Mr. Margie also requested clarification of Nextel's spectral and financial contributions to the Consensus Plan. Nextel described each component of its contributions, which are detailed in the attached document. The document was provided to Mr. Margie during the meeting.

In addition, Mr. Margie asked Nextel to review the cost of retuning public safety and private wireless incumbents in 800 MHz band realignment and asked Nextel to assess the likelihood that these costs could exceed \$850 million, or even \$1 billion. Nextel answered that it remains confident in the Consensus Plan's estimate of \$850 million for public safety and private wireless retuning costs. Nextel noted that the Consensus Parties based their cost estimates on a

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Careful and thorough analysis conducted in cooperation with public safety and private wireless parties. This analysis and cost estimate is fully documented in prior submissions in this proceeding. *See e.g.*, Supplemental Comments of the Consensus Parties, Appendix A (Dec. 24, 2002). Nextel has had additional retuning discussions with public safety communications officials and has discovered no facts, circumstances or concerns that call into question the Consensus Parties' \$850 million retuning estimate. Accordingly, the likelihood that 800 MHz public safety and private wireless retuning costs would exceed \$1 billion is very low.

Pursuant to section 1.1206(b)(2) of the Commission's rules, 47 C.F.R. §§ 1.1204(a)(10) and 1.1206(b)(2), this letter is being filed electronically for inclusion in the public record of the above-referenced proceeding.

Sincerely,

/s/ Regina M. Keeney
Regina M. Keeney

Attachment

cc: Paul Margie
Maggie Sklar
Laura Hendrickson
Jonathon Cascarano

Nextel's Spectral and Financial Support of The Consensus Plan

Retuning 800 MHz to Eliminate Interference	
Retuning Public Safety and Private Wireless	\$850M
Retuning Nextel (Nextel's own retuning costs)	\$400M
Additional filters at Nextel's base stations (including protection of 861-862 MHz)*	\$407M
Restricted use of 862 – 863 MHz (equivalent to surrendering 0.5 MHz)	\$288M
Creating "Green Space" and Providing Additional Spectrum for Public Safety	
4.5 MHz @ 800 MHz	\$2,590M
4 MHz @ 700 MHz	\$350M
Clearing the Replacement 1.9 GHz Spectrum	
Pro rata UTAM reimbursement	\$15M
Relocating all BAS licensees	\$512M
Total	\$5,412M

*Note: Nextel commits to paying for the additional incumbent retuning costs related to contributing 816-817/861-862 MHz to the Consensus Plan.