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July 20, 2004

Marlene H. Dortch, Secretary
Federal Communications Commission
Washington, DC 20554

**Re: Report of Oral *Ex Parte* Communications
MB Docket No. 03-185
Low Power Television Digital Transition**

Dear Ms. Dortch:

Pursuant to Section 1.1206(a)(2) of the Commission's Rules, this is to report that **oral *ex parte* meetings** were held on July 19, 2004, by Warren L. Trumbly, President, Andrew Bopp, Executive Director, several other representatives of the **Community Broadcasters Association** ("CBA"), and counsel for CBA, with the following Commission personnel:

Commissioner Kathleen Q. Abernathy and Stacy Robinson Fuller
Commissioner Michael J. Copps and Jordan Goldstein
Commissioner Kevin J. Martin and Catherine Crutcher Bohigian
Commissioner Jonathan S. Adelstein and Johanna Mikes Shelton
Media Bureau: Roy J. Stewart, Chief, **Office of Broadcast License Policy**, and Barbara Kreisman, Chief, **Video Division**, and Mary R. Fitzgerald, Assistant Division Chief, Video Division

CBA made the following points at these meetings: The Class A and LPTV industries want to play a constructive role in the DTV transition. They obviously face the same economic issues as full power stations – temporary audience loss and equipment replacement cost.

Since most Class A and LPTV stations do not have cable must-carry rights, the Commission cannot assume that cable carriage will mitigate the problem of access to viewers. Therefore, it is especially important that a temporary second channel be made available where

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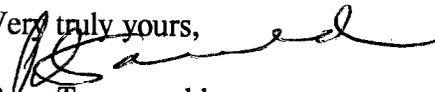
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possible, that the transition be encouraged but timing not be rushed, and that these stations be allowed to continue to fill in gaps in service provided by full power stations.

Class A/LPTV stations should not be tied to the full power transition schedule, as they are being given much less time to plan, and they need flexibility to find a viable economic model for the transition.

Some Class A/LPTV operators are interested in exploring alternative technologies, including distributed transmitter systems and ancillary non-broadcast services, and should be permitted to do so.

Very truly yours,



Peter Tannenwald

Counsel for the Community Broadcasters Assn.

cc: (by e-mail) All Meeting Participants