

VIA ECFS

May 22, 2019

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12 th Street, S.W.
Washington, D.C. 20554

**EX PARTE FILING OF ENCINA COMMUNICATIONS CORPORATION
RE NOTICE OF PROPOSED RULE MAKING
ET DOCKET 18-295 UNLICENSED USE OF THE 6 GHZ BAND AND
EXPANDING FLEXIBLE USE IN MID-BAND SPECTRUM
GN DOCKET NUMBER 17-183**

Dear Ms. Dortch:

On May 22, 2019, I had a telephone conversation with William Davenport, Chief of Staff to Commissioner Starks.

We discussed that in addition to stakeholders, the Chairman¹ and Commissioners² realize that time is of the essence for a ruling on the flexible use of mid-band (6 GHz) spectrum.

We also discussed that of the three methods before the Commission³, only "Coordination Before Deployment" (with peer review) meets the two imperatives of the proceeding, which are:

1. Licensed Stations be protected from harmful interference.
2. Expeditiously proceed to a Report and Order.

So, with ECC's proposed minor modifications⁴ to NPRM 18-295, and by performing a one-time prior coordination of Safe Areas, existing stations are protected and unlicensed devices can be safely deployed.

Therefore, the Commission has the opportunity to safely and expeditiously issue a Report and Order to allow the operation of unlicensed devices in mid-band spectrum -- capable of serving more than 95% of US consumers.

¹ Chairman Pai's remarks at the Wi-Fi World Congress 2019

² See FierceWireless, April 15, 2019, Monica Allevan, Editors Corner – "U.S. needs to fix its midband problem, stat.", comments of Commissioners Starks and Rosenworcel.

³ ECC filing Docket ET NPRM 18-295, May 6, 2019

⁴ ECC ex parte filing Docket ET NPRM 18-295, April 24, 2019, Appendix 1, Slide 11.

Respectfully submitted.

Michael Mulcay, Chairman & CTO

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