

July 1, 2019

**VIA ECFS**

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

**Re: Notice of Ex Parte Presentation**

**GN Docket No. 18-122**, *Expanding Flexible Use of the 3.7 to 4.2 GHz Band*  
**RM-11791**, *Petition for Rulemaking to Amend and Modernize Parts 25 and 101 of the Commission's Rule to Authorize and Facilitate the Deployment of Licensed Point-to-Multipoint Fixed Wireless Broadband Service in the 3.7-4.2 GHz Band*  
**RM-11778**, *Fixed Wireless Communications Coalition, Inc., Request for Modified Coordination Procedures in Band Shared Between the Fixed Service and the Fixed Satellite Service*

Dear Ms. Dortch:

On June 27, 2019, Colleen King of Charter Communications, Inc. ("Charter") and the undersigned met with Aaron Goldberger, advisor to Chairman Pai, regarding the above-referenced proceeding.

In our discussion, we expressed Charter's concern about the user equipment ("UE") out-of-band emission ("OOBE") limits proposed by the C-Band Alliance ("CBA"), which could impair 5G operations in the band.<sup>1</sup> We expressed Charter's support for AT&T's recent proposal urging the FCC to issue a Public Notice seeking comment on several outstanding technical issues,<sup>2</sup> and urged the FCC to do so with an abbreviated comment cycle so as not to cause delay in conclusion of the proceeding. Prior to reallocating or reassigning any spectrum, it is critical for the Commission to establish the correct technical parameters, including the appropriate power levels and out-of-band emissions, to allow fully usable 5G operations.

Charter also discussed its proposal for the Commission to exercise its clear statutory authority to determine the appropriate portion of the C-Band to reallocate for terrestrial use and

<sup>1</sup> See Letter from Elizabeth Andrion, Charter Communications, Inc. to Marlene Dortch, FCC, GN Docket No. 18-122 (filed June 11, 2019).

<sup>2</sup> See Letter from Raquel Noriega, AT&T Services, Inc., to Marlene Dortch, FCC, GN Docket No. 18-122 (filed Jun. 6, 2019).

then award the resulting terrestrial licenses through a system of competitive bidding that satisfies the requirements of the Communications Act.<sup>3</sup> We explained that this approach would ensure this important spectrum resource is made available for 5G use in the quickest, fairest, most efficient way possible. We noted that, in exercising this authority, the Commission could maximize the amount of spectrum to be repurposed by transitioning at least some earth station users to fiber.

Please direct any questions regarding the foregoing to the undersigned.

Respectfully submitted,

/s/ Elizabeth Andrion

Elizabeth Andrion  
Senior Vice President  
Regulatory Affairs

cc: Aaron Goldberger

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<sup>3</sup> See Letter from Elizabeth Andrion, Charter, and Howard J. Symons, Jenner & Block LLP to Marlene H. Dortch, FCC, GN Docket No. 18-122 (filed Feb. 22, 2019).