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September 21, 2016

Ex Parte

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

Re: *Terrestrial Use of the 2473-2495 MHz Band for Low-Power Broadband Networks, IB Docket No. 13-213*

Dear Ms. Dortch:

On September 19, 2016, Commissioner Mignon Clyburn, together with her Legal Advisor Daudeline Meme, attended a meeting with Representative Suzan DelBene, Rep. DelBene's advisor Matt Isenhower, and the following representatives of Nintendo of America Inc. at the company's offices in Redmond, Washington: Don James, EVP Operations, Devon Pritchard, Sr. Vice President of Business Affairs and General Counsel, Robin Corr, VP of Human Resources, Ajay Singh, Director, Litigation and Compliance, Scott Crane, Senior Privacy Counsel, Hien Le, Senior Corporate Counsel, Product Compliance and Engineering, Marla Poor, Senior Corporate Counsel, Policy and Government Affairs, Rich Amtower, Senior Manager, Localization, Christie Cabrera, IP Assistant, and Don Massey, consultant for Nintendo.

During this meeting, Nintendo expressed concern about the significant potential risk for disruption of consumers' use of Bluetooth and Wi-Fi in the 2.4 GHz band resulting from Globalstar's proposed terrestrial low power service ("TLPS") deployments.

Specifically, Nintendo explained that it depends heavily upon Bluetooth and Wi-Fi technologies for use with its game consoles, and is concerned that interference from TLPS deployments could undermine the consumer experience, citing recent test results from Microsoft Corporation.¹ Accordingly, Nintendo urged the Commission to not move forward with the draft order, but instead to conduct comprehensive, transparent, real-world testing that would include pre-defined, objective metrics and checkpoints. In addition, Nintendo observed that the Commission should conduct similar testing to assess the potential impact of any contemplated opportunistic use of Channel 14 by third parties.

Finally, Nintendo described the beneficial role that cooperative standards-settings processes play in connection with new or innovative use of technologies, and observed that these processes could also be applied to proposed novel uses of the top of the 2.4 GHz band, such as TLPS.

¹ See Letter from Paula Boyd, Director, Government Relations and Regulatory Affairs, Microsoft Corp., to Marlene H. Dortch, Secretary, FCC, IB Docket No. 13-213 (filed Sept. 12, 2016).

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We've filed a copy of this notice electronically in the above-referenced docket, pursuant to the Commission's rules. Please let us know if we can provide you any further information.

Sincerely,



Hien Le

Sr. Corporate Counsel

Product Compliance and Engineering

Nintendo of America, Inc.

cc: Commissioner Clyburn's Office