

September 20, 2017

Ex Parte

Ms. Marlene H. Dortch

Secretary

Federal Communications Commission

445 12th Street SW Washington, DC 20554

Re: GN Docket No. 12-354

GN Docket No. 17-183

Dear Ms. Dortch:

On September 20, 2017, Kalpak Gude, President of the Dynamic Spectrum Alliance (DSA) met with Rachael Bender, Wireless and International Advisor to Chairman Ajit Pai, regarding the above-listed proceedings.

With respect to the CBRS issue, the DSA strongly supports keeping the CBRS PAL rules unchanged. To the degree that the Commission sees the need to modify the term length for PAL licenses, DSA would support changes that were tied to economic recovery of investment. Claims that periods longer than that are necessary for investment are generally unpersuasive. Business investment decisions are made on the basis of recovery of investment. Although it would be nice from an operator's perspective to retain spectrum in perpetuity after winning a PAL auction, it is hard to argue that it is essential for investment purposes. Renewal rights and expectations would merely slow innovation and preclude market forces from moving spectrum into the hands of those who valued it most.

Mr. Gude also raised the issue of the mid-band NOI the Commission has released. DSA believes that protection of incumbent services in the band would enable a much quicker path towards fuller utilization of the spectrum. Debates about forcing incumbents to either vacate the band or grandfather existing services, thus stifling any potential future growth, would only slow the process and leave the spectrum under utilized for many years. A dynamic approach to spectrum access, using techniques that are already utilized in TVWS, CBRS, or in the 5GHz band for Wi-Fi deployment would be a better path for spectrum management of the bands. It would avoid the zero-sum game spectrum fights that have kept many bands under utilized for years, and could provide this Commission with the opportunity to have real deployment within the next few years. The economic value of earlier deployment should not be underappreciated, and would provide the United States and the FCC to once again provide real global leadership through actual investment and service delivery.

Respectfully submitted,

Kalpak Gude

President

Dynamic Spectrum Alliance