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May 12, 1995

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BY HAND

Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W., Room 222  
Washington, D.C. 20554

RECEIVED

MAY 12 1995

Re: Permissible Ex Parte Presentation in  
PR Docket No. 92-235

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

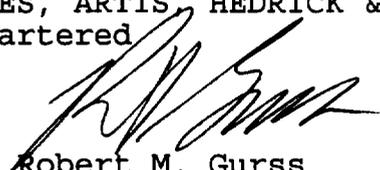
Dear Mr. Caton:

Pursuant to Section 1.1206 of the Commission's rules, this is to inform the Commission that the undersigned counsel for the Association of Public-Safety Communications Officials-International, Inc. ("APCO"), met with Rudolfo Baca, Legal Advisor to Commissioner Quello, on May 12, 1995, to discuss APCO's position in the above-captioned proceeding, as set forth in its prior written comments and other materials previously submitted in the record. A copy of the attached chart was also presented during the meeting.

Please contact the undersigned if you have any questions.

Respectfully submitted,

WILKES, ARTIS, HEDRICK & LANE  
Chartered

By:   
Robert M. Gurss

Attorneys for APCO

cc: Rudolfo Baca, Esq.

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## PROPOSED PART 88 TRANSITION PLAN

	January 1, 1997	January 1, 2005	January 1, 2015
<b>MANUFACTURERS</b>	All new equipment which is manufactured, imported or sold must be maximum 12.5 kHz* or 12.5 kHz compatible (e.g., dual-mode 25/12.5 kHz; but not single-mode 25 kHz equipment)	All <u>newly</u> type accepted equipment must be maximum 6.25 kHz* or 6.25 kHz compatible. (e.g., dual-mode 12.5/6.25 kHz, but not single-mode 25 kHz or 12.5 kHz equipment)	All new equipment which is manufactured, imported or sold must be maximum 6.25 kHz* or maximum 12.5 kHz if convertible to 6.25 kHz.
<b>URBAN** SYSTEMS</b> Existing Systems		All urban systems must operate at no more than 12.5 kHz* bandwidth to retain primary status.	Must operate at no more than 6.25 kHz* bandwidth to retain primary status.
New Systems***	Must operate at no more than 12.5 kHz* bandwidth to attain primary status.	Must operate at no more than 6.25 kHz* bandwidth to attain primary status.	
<b>RURAL** SYSTEMS</b> Existing Systems			Must operate at no more than 6.25 kHz* bandwidth to retain primary status
New Systems***	Must operate at no more than 12.5 kHz* bandwidth to attain primary status.	Must operate at no more than 6.25 kHz* bandwidth to attain primary status.	
<b>SECONDARY OFFSET USERS AT 450-470 MHz (All Markets)</b>	May attain co-primary status with other new systems if operations are limited to no greater than 12.5 kHz bandwidth.		Must operate at no more than 6.25 kHz* to attain primary status as against all users

\* Bandwidth limitations may be exceeded if the system will operate with efficiency equivalent to or better than the stated bandwidth. For purposes of type acceptance, the radio must be capable of net data throughput of at least of 4.8 kbps.

\*\* "Urban Systems" are those located within 100 miles of any of the top 60 urban areas listed at Section 90.741. All other areas would be considered "Rural." Upon request by a petitioning party, other areas of the country may be declared "Urban" upon a showing of increased frequency congestion necessitating early introduction of spectrum efficient technologies.

\*\*\* A "new system" is one which is not functionally integrated with an earlier-installed land mobile radio system. To be considered an "existing system," the facilities must be in operation prior to the relevant deadline or must be functionally integrated with such a system. For example, a new repeater site which will be used to extend coverage of an existing system and will relay traffic of mobiles currently operating with an existing system would not be considered a "new system." (See definition of "Land Mobile Radio System" at Section 90.7).