

ORIGINAL

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A LIMITED LIABILITY PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

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August 1, 1996

WRITER'S DIRECT ACCESS

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AUG 1 1996

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

VIA MESSENGER

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

Re: Notice of Ex Parte Presentation  
ET Docket No. 95-183 RM-8553  
RM-8811

Dear Mr. Caton:

On July 31, 1996, representatives of Milliwave L.P. ("Milliwave") met with Donald H. Gips, Chief of the International Bureau, John P. Stern, Senior Legal Advisor in the International Bureau, Thomas S. Tycz, Chief of the Satellite and Radio Division, and Ruth Milkman, to discuss issues related to the above-referenced proceedings. Representing Milliwave were Alex D. Felker and Milliwave's undersigned counsel. The attached materials were provided to those attending the meeting. Due to the late hour at which the meeting ended, this notice could not be filed until today.

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PAUL, HASTINGS, JANOFSKY & WALKER LLP

Mr. William F. Caton  
August 1, 1996  
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An original and one copy of this notice are being submitted for inclusion in ET Docket No. 93-183 pursuant to Section 1.1206(a)(2) of the Commission's rules.

Very truly yours,

*Carl W. Northrop* (EAT)

Carl W. Northrop  
of PAUL, HASTINGS, JANOFSKY & WALKER

Enclosure

cc: Donald H. Gips  
John P. Stern  
Thomas S. Tycz  
Ruth Milkman

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**Milliwave, L.P.**  
*Wireless Broadband Networks*

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# Background

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- **39 GHz operators promise to be significant local competitors**
  - Milliwave currently holds 88 39 GHz licenses encompassing over 80 of the top 100 MSAs
  - Largest company capitalized at nearly \$1B
- **Large addressable market (local)**
- **Licensing framework provides advantages**
  - Speed in provisioning new customers/services
- **Significant technical disadvantages**
  - Limited range/capacity

***Milliwave, L.P.***

# Satellite Sharing is Unworkable

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- **Interference expected to both satellite earth stations and terrestrial systems**
  - Coordination process could greatly diminish or eliminate advantages of area-wide licensing
- **Terrestrial requirements exist now**
  - Investments require stable operating environment
  - Sharing possibility could skew auction results
- **Satellite requirements, if any, are years away**
  - Recent allocations should satisfy at least medium term need for satellite spectrum

***Milliwave, L.P.***

# Allocation Options

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- Elect to NOT make satellite assignments at 37/39 GHz
- Segregate 37/39 GHz, maintaining existing terrestrial allocation

**Milliwave, L.P.**