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Federal Communications Commission
Office of Secretary

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April 2, 1997

VIA HAND DELIVERY

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

Re: Ex Parte Presentation in CS Docket 96-83

Dear Mr. Secretary:

Pursuant to 47 C.F.R. § 1.1206, the Building Owners and Managers Association International ("BOMA"), the National Multi Housing Council ("NMHC"), the National Apartment Association ("NAA"), and the Institute of Real Estate Management ("IREM"), (jointly, the "Real Estate Associations") through undersigned counsel, submit this original and one copy of a letter disclosing a written and oral ex parte presentation in the above-captioned proceeding.

On April 1, 1997, the following individuals met with members of the Cable Services Bureau staff on behalf of the Real Estate Associations: Gerard Lavery Lederer of BOMA; Jim Arbury of NMHC and NAA; Russell Riggs of IREM; and William Malone and Matthew C. Ames of Miller & Van Eaton, P.L.L.C.

Commission staff members present were: Meredith Jones, William Johnson, JoAnn Lucanik, Rick Chessen, Donnajean Ward and Darryl Cooper.

The meeting dealt with the issues related to the placement of over-the-air reception devices on leased premises.

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Copies of the attached written presentation and a compilation of comments filed in the above-captioned and related proceedings were given to the Commission staff who attended the meeting.

In addition, in response to specific questions posed by the staff, we submit the following information:

- o The citation to the book discussing roof safety issues is Carper & Field, Construction Failure, (2d ed. 1996) (Wiley);
- o The citation to the Post-Roads Act is ch. 103, 19 Stat. 319 (Mar. 3, 1877); and
- o The citation to City of St. Louis v. Western Union Telegraph Co. is 148 U.S. 380 (1893).

Please contact the undersigned with any questions.

Very truly yours,

MILLER & VAN EATON, P.L.L.C.

By


Matthew C. Ames

Enclosure

cc: Meredith J. Jones, Esq.
William Johnson, Esq.
JoAnn Lucanik, Esq.
Rick Chessen, Esq.
Donnajean Ward, Esq.
Darryl Cooper, Esq.