



ORIGINAL

EX PARTE OR LATE FILED

DOCKET # 97-82

February 23, 1998

Ms. Magalie Roman Salas
Secretary
Federal Communications Commission
1919 M Street, N.W., Room 222
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Re: Notice of Ex Parte Communication;
Broadband PCS C and F Block Installment
Payment Restructuring; WT Docket No. 97-82

Dear Ms. Salas:

On behalf of NextWave Telecom Inc. ("NextWave" or "Company"), Mr. Michael Regan, Ms. Charla Rath and undersigned counsel discussed issues in the above-referenced proceeding with Daniel Phythyon on Friday, February 20, 1998. Also on February 20, Ms. Rath discussed issues in the above-referenced proceeding with Paul Misener. The views that NextWave's representatives expressed reflect the positions and ideas previously presented to the Commission in the Company's written filings, which are part of the public record in the proceeding.

NextWave Wireless Inc.

In particular, NextWave's representatives respectfully requested that the Commission, on reconsideration, take targeted but effective steps to put small business licensees back on the path of rapidly building out their networks and delivering competitive wireless services to American consumers. At a minimum, those steps should include: flexibility; full credit of down payments; and application of down payments to interest. Imposing down payment-based penalties on licensees undermines the competitive network deployment goals of the Entrepreneur Block program, and is at odds with the precedent the Commission established in *Carolina PCS I Limited Partnership*, 12 FCC Rec 22938 (1997).

In accordance with Section 1.1206 of the Commission's rules, an original and two copies of this filing are being submitted to you today. Please direct any questions concerning this matter to me at 202-347-2771.

Sincerely,

Michael R. Wack /ERM

Michael R. Wack
Vice President, Regulation

cc: Daniel Phythyon
Paul Misener

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