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May 31, 2000

Magalie Roman Salas, Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, DC 20554

**Re: Permitted Ex Parte Conversation: ET Docket No. 98-206,  
RM-9147, RM-9245; FCC File No. SAT-LOA-19990108-00006**

Dear Secretary Salas:

On Friday, May 26, 2000, the undersigned, David Nall, representing The Boeing Company, conversed by telephone with Thomas Tycz, Chief, Satellite and Radiocommunication Division, International Bureau, concerning the above referenced proceedings.

Mr. Nall stated that Boeing's planned non-geostationary orbit (NGSO) fixed satellite service (FSS) system needs access to the entire 11.7-12.7 GHz band, but that, in order to facilitate NGSO/NGSO spectrum sharing, Boeing would support a plan to license all eight of the first-round NGSO FSS applicants and permit them to develop techniques that equitably share the burden of co-frequency operations as each satellite system is launched. Mr. Nall noted, however, that since co-frequency spectrum sharing between four or more NGSO FSS networks may be difficult, a possibility exists that NGSO FSS operators will eventually need to segment the band into two NGSO FSS spectrum sharing groups (if more than four systems are launched and commence operations). The FCC should not impose band sharing rules unless the parties are unable to arrive at an appropriate sharing arrangement. Mr. Nall reiterated Boeing's support for financial qualification rules for NGSO FSS applicants to reduce the number of NGSO FSS systems to an acceptable number. Mr. Nall also restated Boeing's position that band segmentation is not a viable solution to the interference problems for Boeing's planned NGSO system posed by Northpoint.

In accordance with Section 1.1206, an original and one copy of this letter are presented herewith, and one copy has been filed electronically. Thank you for your attention to this matter. Please contact me if you have any questions.

Sincerely,

David Alan Nall

Cc: Thomas Tycz,