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March 8, 2001

VIA HAND DELIVERY

EX PARTE OR LATE FILED

Magalie Roman Salas  
Secretary  
Federal Communications Commission  
445 12th Street, S.W., Room TW-B204  
Washington, D.C. 20554

Re: **Ex Parte Presentation – ET Docket No. 98-206**

Dear Ms. Salas:

On March 7, 2001, Kirk Kirkpatrick, Chief Executive Officer, MDS America, Incorporated, Peter Blond, an MDS America Board Member, and the undersigned, of Howrey Simon Arnold and White, met with Tom Stanley, Herb Zeiler, Jennifer Burton and Michael Pollak of the Wireless Telecommunications Bureau to discuss issues arising from the Further Notice of Proposed Rulemaking in ET Docket No. 98-206.

Specifically, the MDS America representatives described an innovative technology developed by MDS International S.A.R.L. and utilized in many locations around the world, to deliver high-speed broadband video and data service. This technology, which employs either an omnidirectional or directional transmitter, is used by MDS International customers to transmit terrestrially on several frequency bands, including 12.2 to 12.7 GHz, without causing interference with satellite services using the same frequency bands. The MDS America representatives urged that the Commission be careful not to foreclose innovative technologies, such as those employed by MDS, in its rulemaking in ET Docket No. 98-206.

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Magalie Roman Salas  
March 8, 2001  
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An original and one copy of this Ex Parte Notice are provided to your office as required by Section 1.1206 of the Commission's rules. I have also enclosed an additional copy. Please date-stamp and return it in the self-addressed envelope provided. Thank you for your assistance in this matter.

Respectfully submitted,



James W. Olson  
Attorney for MDS America, Incorporated

cc: Tom Stanley  
Herb Zeiler  
Jennifer Burton  
Michael Pollak

**CERTIFICATE OF SERVICE**

I hereby certify that on this 8<sup>th</sup> day of March 2001 a true and correct copy of the foregoing was served via hand delivery upon the following:

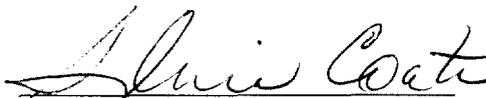
Thomas Stanley  
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Wireless Telecommunications Bureau  
455 12<sup>th</sup> Street, SW – Room 3-C460  
Washington, D.C. 20554

Jennifer Burton  
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Sylvia Coates