



EX PARTE OR LATE FILED

CITY OF BUFFALO
DEPARTMENT OF POLICE



Rocco J. Diina
Commissioner of Police

74 Franklin Street
Buffalo, NY 14202-4099
Phone: (716) 851-4444

April 16, 2001

W T Packet No. 99-168

The Honorable Michael K. Powell
Chairman
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

RECEIVED

MAY - 3 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Mr. Chairman,

The Major Cities Chiefs Association (MCC) hereby submits its comments in support of the Petition for Reconsideration recently filed by the National Public Safety Telecommunications Council (NPSTC). NPSTC'S petition recommends the Commission reverse its decision to allow high power commercial base station operations in the 777-792 MHz band, adopt tighter restrictions on errant signals from 700 MHz band commercial operations and use a "zero tolerance" policy to address interference situations that do occur.

The Major Cities Chiefs Association is a professional association of police executives from the largest cities in the United States and Canada. The association provides a forum for urban police chiefs, sheriffs, and other law enforcement chief executives to discuss common problems encountered in the effort to protect and serve cities with populations in excess of 500,000 people.

Interference by commercial carriers to public safety systems is a problem that has recently been increasing in scope throughout the United States. As more and more commercial systems are deployed, the interference to public safety is increasing in direct proportion. Although all parties involved in the interference complaints usually work together to attempt to resolve the interference, it takes time and resources away from each party's prime directive – in the case of public safety protecting the health and property of the public.

It seems inconceivable that the Commission would knowingly permit commercial carriers in the 700 MHz band to operate in ways that would result in introducing interference problems into the new band. TIA's study, (submitted with NPSTC's petition) demonstrates that if high-power base station operations are permitted in the 777-792 MHz band, interference from those stations to public safety stations on adjacent frequencies is a foregone conclusion. Under the Commission's latest decision,

public safety's only recourse in the new 700 MHz band would be to address interference that occurs after the fact on a case-by case basis. That is totally unacceptable for critical public safety services and defies any logical planning for the effective use of this needed spectrum.

Members of the MCC look forward to using the 700 MHz band in the many areas of the country where it is available today and even greater use planned as TV is cleared from the band. We would like to be able to use the band without encountering the types of interference currently being experienced at 800 MHz. The Commission should craft rules aimed at preventing interference, rather than taking a 'wait and see if it happens' attitude.

In addition to limiting base stations to the 747-762 MHz portion of the commercial allocation, we support NPSTC's other proposals to eliminate interference in the 700 MHz band. Specifically, we support the concept of 'zero tolerance' for any interference by commercial carriers to public safety, the recommendations contained in the NPSTC petition regarding changes to section 27.53 of the rules, as well as the proposal to "limit the aggregate of interference from any number of out-of-band transmitters that raise the noise floor within any 6.25 kHz public safety channel by more than 3 dB above thermal noise." While we are not technical experts, we have confidence in TIA's engineering analyses.

Unless public safety can use the new 700 MHz allocation (and other future spectrum allocations) without experiencing interference, the Commission will have failed to comply with Congress' directive to 'ensure that public safety licensees continue to operate free of interference from any new commercial licensees.' Furthermore, Congress' direct instructions that the Commission provides public safety with additional spectrum will be undercut.

In conclusion for the reasons stated above, the MCC vigorously supports NPSTC's Petition for Reconsideration in all aspects and urges the Commission to adopt the proposals outlined therein.

Respectfully submitted,



Rocco J. DiIris
Commissioner of Police

RJD/yq

Police

KC/MO

EX PARTE OR LATE FILED

Richard D. Easley
Chief of Police

April 13, 2001

The Honorable Michael K. Powell
Chairman
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Chief's Office
1125 Locust Street
Kansas City, Missouri 64106

Office (816) 234-5010
Fax (816) 234-5013

WT Doc# 99-1681

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MAY - 3 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Mr. Chairman:

The Major Cities Chiefs Association (MCC) hereby submits its comments in support of the Petition for Reconsideration recently filed by the National Public Safety Telecommunications Council (NPSTC). NPSTC's petition recommends the Commission reverse its decision to allow high power commercial base station operations in the 777-792 MHz band, adopt tighter restrictions on errant signals from 700 MHz band commercial operations and use a "zero tolerance" policy to address interference situations that do occur.

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Page 2
April 13, 2001

Under the Commission's latest decision, public safety's only recourse in the new 700 MHz band would be to address interference that occurs after the fact on a case-by case basis. That is totally unacceptable for critical public safety services and defies any logical planning for the effective use of this needed spectrum.

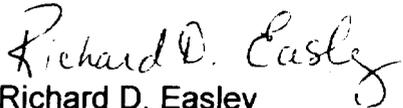
Members of the MCC look forward to using the 700 MHz band in the many areas of the country where it is available today with even greater use planned as TV is cleared from the band. We would like to be able to use the band without encountering the types of interference currently being experienced at 800 MHz. The Commission should craft rules aimed at preventing interference, rather than taking a 'wait and see if it happens' attitude.

In addition to limiting base stations to the 747-762 MHz portion of the commercial allocation, we support NPSTC's other proposals to eliminate interference in the 700 MHz band. Specifically, we support the concept of 'zero tolerance' for any interference by commercial carriers to public safety, the recommendations contained in the NPSTC petition regarding changes to section 27.53 of the rules, as well as the proposal to "limit the aggregate of interference from any number of out-of-band transmitters that raise the noise floor within any 6.25 kHz public safety channel by more than 3 dB above thermal noise." While we are not technical experts, we have confidence in TIA's engineering analyses.

Unless public safety can use the new 700 MHz allocation (and other future spectrum allocations) without experiencing interference, the Commission will have failed to comply with Congress' directive to 'ensure that public safety licensees continue to operate free of interference from any new commercial licensees.' Furthermore, Congress' direct instructions that the Commission provides public safety with additional spectrum will be undercut.

In conclusion for the reasons stated above, the MCC vigorously supports NPSTC's Petition for Reconsideration in all aspects and urges the Commission to adopt the proposals outlined therein.

Respectfully submitted,


Richard D. Easley
Chief of Police

RDE/kmt



THE CITY OF SAN DIEGO

WT Docket No. 99-168,
EX PARTE OR LATE FILED

April 16, 2001

IN REPLYING
PLEASE GIVE
OUR REF. NO. 1050

The Honorable Michael K. Powell
Chairman of the Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

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MAY - 3 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Chairman Powell:

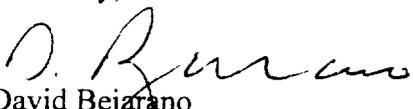
This letter is being written in support of a Petition for Reconsideration recently filed by the National Public Safety Telecommunications Council (NPSTC). Their petition is requesting the honorable Chairman and Commission members reconsider their decision to allow high power commercial base station operations in the 777-792 MHz band and to consider adopting tighter restrictions on errant signals from 700 MHz band commercial operations and initiate a "zero tolerance" policy to address interference incidents that do occur.

Interference on public safety communications systems by commercial carriers being allowed to use the same bands has been a problem for years and is increasing in scope throughout the United States. Although all parties involved in the interference complaints usually work together to attempt to resolve each incident, it is a time consuming process and one that does not result in any final resolution of the problem.

In addition to limiting base stations to the 747-762 MHz portion of the commercial allocation, I am also supportive of the other proposals offered by NPSTC for the commission's consideration. By allowing law enforcement and other public safety agencies the use of the 700 MHz allocation without troublesome interference complexities, the Commission will greatly assist law enforcement in providing services to the public of the highest quality while also ensuring the safety of its police officers by providing dedicated and interference-free communication transmissions.

Thank you for your consideration in these matters of mutual concern.

Sincerely,


David Bejarano
Chief of Police

DB:ka

Office of the Chief of Police

1401 Broadway • San Diego, CA 92101-5729

Tel (619) 531-2000





THE CITY OF SAN DIEGO

IN REPLYING
PLEASE GIVE
OUR REF. NO. 1050

April 16, 2001

The Honorable Michael K. Powell
Chairman of Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

Reference: WT Docket No. 00-32

Dear Mr. Chairman:

As Chief of Police for the City of San Diego, I'm writing to express my concern about the possibility of the FCC auctioning 50 MHz of spectrum in the 4940-4990 MHz (4.9 GHz) band as opposed to allocating this critically needed spectrum to public safety for new broadband public safety applications.

As far back as 1996, law enforcement and other public safety agencies identified the need for 97.5 MHz of additional spectrum to meet our communications needs over the next ten years. Of this amount, the greatest percentage of spectrum will be needed for advanced wideband and broadband technologies. To date, the FCC has chosen to allocate only 24 MHz of narrow band spectrum to public safety users in the new 746 MHz band. There are new emerging broadband technologies, custom tailored for public safety, appearing on the horizon which require significantly wider bandwidths.

It is critical that we have dedicated spectrum and systems that assure the safety of our police officers via immediate priority access, uninterrupted transmissions, security and guaranteed coverage and reliability. The proximity of the unlicensed 5 GHz spectrum to the proposed public safety 4.9 GHz allocation would allow us to leverage commercially developed broadband technologies and yet have the dedicated, reliable, secure and enhanced featured broadband solutions that we require.

I urge you and the members of the Commission to recognize our broadband spectrum needs and allocate this badly needed 4.9 GHz band to the public safety community. Thank you for your consideration.

Sincerely,

David Bejarano
Chief of Police

DB:ka

File No. 1050

Office of the Chief of Police

1401 Broadway • San Diego, CA 92101-5729

Tel (619) 531-2000



The City of
OKLAHOMA CITY
POLICE DEPARTMENT
M. T. Berry
Chief of Police

EX PARTE OR LATE FILED

WT Docket No. 99-168

April 11, 2001

The Honorable Michael K. Powell
Chairman
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

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MAY - 3 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Mr. Chairman:

As a member of the the Major Cities Chiefs Association (MCC), I hereby submit my comments in support of the Petition for Reconsideration recently filed by the National Public Safety Telecommunications Council (NPSTC). NPSTC's petition recommends the Commission reverse its decision to allow high power commercial base station operations in the 777-792 MHz band, adopt tighter restrictions on errant signals from 700 MHz band commercial operations and use a "zero tolerance" policy to address interference situations that do occur.

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It seems inconceivable that the Commission would knowingly permit commercial carriers in the 700 MHz band to operate in ways that would result in introducing interference problems into the band. TIA's study, (submitted with NPSTC's petition) demonstrates that if high-power base station operations are permitted in the 777-792 MHz band, interference from those stations to public safety stations on adjacent frequencies is a foregone conclusion. Under the Commission's latest decision, public safety's only recourse in the new 700 MHz band would be to address interference that occurs after the fact on a case-by case basis. That is totally unacceptable for

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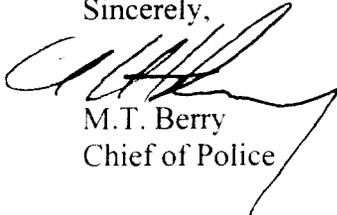
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In addition to limiting base station to the 747-762 MHz portion of the commercial allocation, we support NPSTC's other proposals to eliminate interference in the 700 MHz band. Specifically, we support the concept of 'zero tolerance' for any interference by commercial carriers to public safety, the recommendations contained in the NPSTC petition regarding changes to section 27.53 of the rules, as well as the proposal to "limit the aggregate of interference from any number of out-of-band transmitters that raise the noise floor within any 6.25 kHz public safety channel by more than 3 dB above thermal noise." While we are not technical experts, we have confidence in TIA's engineering analyses.

Unless public safety can use the new 700 MHz allocation (and other future spectrum allocations) without experiencing interference, the Commission will have failed to comply with Congress' directive to 'ensure that public safety licensees continue to operate free of interference from any new commercial licensees.' Furthermore, Congress' direct instructions that the Commission provides public safety with additional spectrum will be undercut.

In conclusion for the reasons stated above, the MCC and I vigorously support NPSTC's Petition for Reconsideration in all aspects and urge the Commission to adopt the proposals outlined therein.

Sincerely,



M.T. Berry
Chief of Police

EX PARTE OR LATE FILED

OFFICE OF THE
CHIEF OF POLICE

Phone (918) 596-9328
Fax (918) 596-9330



Tulsa Police Department

600 CIVIC CENTER • TULSA, OKLAHOMA • 74103-3822

www.tulsapolice.org

April 17, 2001

WT Docket No. 99-168,

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

The Honorable Michael K. Powell
Chairman
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

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The Honorable Michael K. Powell

April 17, 2001

Page 2 of 2

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In conclusion for the reasons stated above, the MCC vigorously supports NPSTC's Petition for Reconsideration in all aspects and urges the Commission to adopt the proposals outlined therein.

Sincerely,



Ronald Palmer
Chief of Police

RP:lc

cc: Office of the Secretary
Ms. Magalie Roman Sallas
445 12th Street, SW
Washington, DC 20554

EX PARTE OR LATE FILED



Dorsey ?
WT Docket No. 99-1681

Bill Campbell
Mayor

CITY OF ATLANTA

City Hall East – Ninth Floor
675 Ponce de Leon Avenue NE
Atlanta, Georgia 30308-1808
(404) 817-6900
<http://www.atlantapd.org>

Atlanta Police Department
Beverly J. Harvard
Chief of Police

April 16, 2001

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MAY - 3 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

The Honorable Michael K. Powell
Chairman
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Dear Mr. Chairman:

As a member of The Major Cities Chiefs Association (MCC), I hereby submit the organization's comments in support of the petition for Reconsideration recently filed by the National Public Safety Telecommunications Council (NPSTC). NPSTC's petition recommends the Commission reverse its decision to allow high power commercial base station operations in the 777-792 MHz band, adopt tighter restrictions on errant signals from 700 MHz band commercial operations and use a "zero tolerance" policy to address interference situations that do occur.

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Members of the MCC look forward to using the 700 MHz band in the many areas of the country where it is available today with even greater use planned as TV is cleared from the band. We would like to be able to use the band without encountering the types of interference currently being experienced at 80 MHz. The Commission should craft rules aimed at preventing interference, rather than taking a "wait and see if it happens" attitude.

In addition to limiting base stations to the 747-762 MHz portion of the commercial allocation, we support NPSTC's other proposals to eliminate interference in the 700 MHz band. Specifically, we support the concept of "zero tolerance" for any interference by commercial carriers to public safety, the recommendations contained in the NPSTC petition regarding changes to section 27.53 of the rules, as well as the proposal to "limit the aggregate of interference from any number of out-of-band transmitters that raise the noise floor within any 6.25 kHz public safety channel by more than 3 dB above thermal noise. While we are not technical experts, we have confidence in TIA's engineering analyses.

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In conclusion, for the reasons stated above, the MCC vigorously supports NPSTC'S Petition for Reconsideration in all aspects and urges the Commission to adopt the proposals outlined therein.

Sincerely,

A handwritten signature in black ink that reads "Beverly J. Harvard". The signature is written in a cursive, flowing style.

Chief of Police



City of Chicago
Richard M. Daley, Mayor

Office of Emergency
Communications (9-1-1/3-1-1)

Gregory B. Bishop
Executive Director

1411 West Madison Street
Chicago, Illinois 60607
(312) 746-9111
(312) 746-9120 (FAX)
(312) 746-9911 (TTY)

<http://www.ci.chi.il.us>

EX PARTE OR LATE FILED

April 20, 2001

WT Docket No. 99-168

The Honorable Michael K. Powell
Chairman
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

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MAY - 3 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Mr. Chairman:

The Chicago Office of Emergency Communications hereby submits its comments in support of the Petition for Reconsideration recently filed by the National Public Safety Telecommunications Council (NPSTC). NPSTC's petition recommends the Commission reverse its decision to allow high power commercial base station operations in the 777-792 MHz band, adopt tighter restrictions on errant signals from 700 MHz band commercial operations and use a "zero tolerance" policy to address interference situations that do occur.

The Chicago Office of Emergency Communications is the agency that manages and operates the Public Safety Communications systems for the Chicago Police and Fire Departments. These systems support the response to 4.5 million emergency calls each year from a population base of just under 3 million.

Interference by commercial carriers to public safety communications is a problem that has recently been increasing not only in Chicago, Illinois but throughout the United States. As more and more commercial systems are deployed, the parties involved in interference complaints usually work together to attempt to resolve the interference, but it takes time and resources away from each party's prime directive which in the case of public safety is protecting life and property.

We understand that the Commission would not knowingly permit commercial carriers in the 700 MHz band to operate in ways that would result in introducing interference problems into the new band. TIA's study, (submitted with NPSTC's petition) demonstrates that if high-power base station operations are permitted in the 777-792 MHz band, interference from those stations to public safety stations on adjacent frequencies is a foregone conclusion. Under the Commission's latest decision, public safety's only recourse in the new 700 MHz band would be to address interference that occurs after the fact on a case-by-case basis. That is totally unacceptable for critical public safety services and defies any logical planning for the effective use of this needed spectrum.

NEIGHBORHOODS



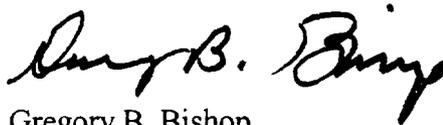
The City of Chicago looks forward to using the 700 MHz band as soon as possible with even greater use planned as TV is cleared from the band. We would like to be able to use the band without encountering the types of interference currently being experienced at 800 MHz. The Commission should draft rules aimed at preventing interference, rather than taking a 'wait and see if it happens' attitude.

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In conclusion for the reasons stated above, the City of Chicago vigorously supports NPSTC's Petition for Reconsideration in all aspects and urges the Commission to adopt the proposals outlined therein.

Respectfully submitted,



Gregory B. Bishop
Executive Director

cc: Office of the Secretary
Ms. Magalie Roman Sallas
445 12th Street, SW
Washington, DC 20554

EX PARTE OR LATE FILED

TERRENCE B. SHERIDAN

Chief of Police

BALTIMORE COUNTY POLICE

Headquarters

700 East Joppa Road

Towson, MD 21286

(410) 887 - 2214

Fax (410) 821 - 8887



"INTEGRITY...FAIRNESS...SERVICE"

WT Docket No. 99-168

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In conclusion, for the reasons stated above, the MCC vigorously supports NPSTC's Petition for Reconsideration in all aspects and urges the Commission to adopt the proposals outlined therein.

Sincerely,



Terrence B. Sheridan
Chief of Police

TBS:tm

c: Sheriff Jerry Keller, President, Major Cities Chiefs

EX PARTE OR LATE FILED

Nassau County



Police Department

THOMAS S. GULOTTA
COUNTY EXECUTIVE

1490 Franklin Avenue
Mineola, New York 11501
(516) 573-7000

WILLIAM J. WILLETT
COMMISSIONER OF POLICE

WT Docket No. 99-148
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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

The Honorable Michael K. Powell
Chairman
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Washington, DC 20554

Dear Mr. Chairman:

The Nassau County Police Department has submitted its comments in support of the Petition for Reconsideration recently filed by the National Public Safety Telecommunications Council (NPSTC). NPSTC's petition recommends the Commission reverse its decision to allow high power commercial base station operations in the 777-792 MHz band, adopt tighter restrictions on errant signals from 700 Mhz band commercial operations and use a "zero tolerance" policy to address interference situations that do occur.

Interference by commercial carriers to public safety systems is a problem that has recently been increasing in scope throughout the United States. As more and more commercial systems are deployed, the interference to public safety is increasing in direct proportion. Although all parties involved in the interference complaints usually work together to attempt to resolve the interference, it takes time and resources away from each party's prime directive – in the case of public safety protecting the health and property of the public.

MCC finds it inconceivable that the Commission would knowingly permit commercial carriers in the 700 MHz band to operate in ways that would result in introducing interference problems into the new band. TIA's study, (submitted with NPSTC's petition) demonstrates that if high-power base station operations are permitted in the 777-792 MHz band, interference from those stations to public safety stations on adjacent frequencies is a foregone conclusion. Under the Commission's latest decision, public safety's only recourse in the new 700 MHz band would be to address interference that occurs after the fact on a case-by case basis. MCC finds this to be totally unacceptable for critical public safety services and defies any logical planning for the effective use of this needed spectrum.

In addition to limiting base stations to the 747-762 MHz portion of the commercial allocation, we support NPSTC's other proposals to eliminate interference in the 700 MHz band. Specifically, members of MCC support the concept of "zero tolerance" for any interference by commercial carriers to public safety, the recommendations contained in the NPSTC petition regarding changes to section 27.53 of the rules, as well as the proposal to "limit the aggregate of interference from any number of out-of-band transmitters that raise the noise floor within any 6.25 kHz public safety channel by more than 3 dB above thermal noise. While we are not technical experts, we have confidence in TIA's engineering analyses.

The 700 MHz band is not currently available in New York Metropolitan area in which Nassau County is located. However, we hope that someday that we and other public safety agencies in the New York area will be able to gain access to the 700 MHz band, without fear of destructive interference from commercial licenses.

Unless public safety can use the new 700 MHz allocation (and other future spectrum allocations) without experiencing interference, the Commission will have failed to comply with Congress' directive to "ensure that public safety licensees continue to operate free of interference from any new commercial licensees". Furthermore, Congress' direct instructions that the Commission provides public safety with additional spectrum will be undercut.

In conclusion for the reasons stated above, the Nassau County Police Department supports NPSTC's Petition for Reconsideration in all aspects and urges the Commission to adopt the proposals outlined therein.

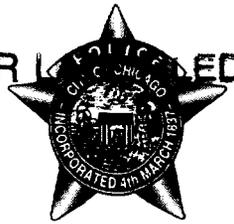
Respectfully submitted



William J. Willett
Commissioner of Police

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EX PARTE OR LITIGATED



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MAY - 3 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Richard M. Daley
Mayor

Department of Police • City of Chicago
3510 South Michigan Avenue • Chicago, Illinois 60653

Terry G. Hillard
Superintendent of Police

17 April 2001

The Honorable Michael K. Powell
Chairman
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

WT Docket No. 99-1681

Dear Mr. Chairman:

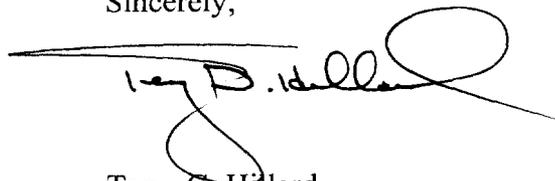
I am writing you to lend my support to the Petition for Reconsideration recently filed by the National Public Safety Telecommunications Council (NPSTC). NPSTC's petition, which is endorsed by the Major Cities Chiefs Association, recommends the Commission reverse its decision to allow high power commercial base station operations in the 700 MHz band, adopt tighter restrictions on errant 700 MHz commercial signals and use a "zero tolerance" policy to address interference to public safety operations that do occur.

Interference by commercial carriers to public safety systems is a problem that has recently been increasing in scope in Chicago and throughout the United States. As more and more commercial systems are deployed, the interference to public safety is increasing in direct proportion. Instances of interference with our Data Radio Network by commercial carriers 700 MHz base stations are increasing. Although all parties involved in the interference complaints usually work together to resolve the issue, it takes time and resources away from each party's prime directive - in the case of public safety, protecting the health and property of the public.

Unless public safety can use the new 700 MHz allocation (and other future spectrum allocations) without experiencing interference, the Commission will have failed to comply with Congress' directive to 'ensure that public safety licensees continue to operate free of interference from any new commercial licensees.' Furthermore, Congress' direct instructions that the Commission provide public safety with additional spectrum will be undercut.

In conclusion, I and the Major Cities Chiefs vigorously support the NPSTC's Petition for Reconsideration in all aspects and urges the Commission to adopt the proposals outlined in their petition.

Sincerely,

A handwritten signature in black ink, appearing to read "Terry G. Hillard", written over a horizontal line. The signature is stylized with a large loop at the end.

Terry G. Hillard
Superintendent of Police
Chicago, Illinois



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MAY - 3 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

City of Pittsburgh

Bureau of Police

Robert W. McNeilly Jr.
Chief of Police

"...accountability, integrity and respect."

April 16, 2001

The Honorable Michael K. Powell
Chairman
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

WT Doebut No. 99-168

Dear Mr. Chairman:

The Major Cities Chiefs Association (MCC) hereby submits its comments in support of the Petition for Reconsideration recently filed by the National Public Safety Telecommunications Council (NPSTC). NPSTC's petition recommends the Commission reverse its decision to allow high power commercial base station operations in the 777-792 MHz band, adopt tighter restrictions on errant signals from 700 MHz band commercial operations and use a "zero tolerance" policy to address interference situations that do occur.

The Major Cities Chiefs Association is a professional association of police executives from the largest cities in the United States and Canada. The association provides a forum for urban police chiefs, sheriffs, and other law enforcement chief executives to discuss common problems encountered in the effort to protect and serve cities with populations in excess of 500,000 people.

Interference by commercial carriers to public safety systems is a problem that has recently been increasing in scope throughout the United States. As more and more commercial systems are deployed, the interference to public safety is increasing in direct proportion. Although all parties involved in the interference complaints usually work together to attempt to resolve the interference, it takes time and resources away from each party's prime directive – in the case of public safety protecting the health and property of the public.

It seems inconceivable that the Commission would knowingly permit commercial carriers in the 700 MHz band to operate in ways that would result in introducing interference problems into the new band. TIA's study, (submitted with NPSTC's petition) demonstrates that if high-power base station operations are permitted in the 777-792 MHz band, interference from those stations to public safety stations on adjacent frequencies is a foregone conclusion. Under the Commission's latest decision, public safety's only recourse in the new 700 MHz band would be to address interference that occurs after the fact on a case-by case basis. That is totally unacceptable for critical public safety services and defies any logical planning for the effective use of this needed spectrum.

Members of the MCC look forward to using the 700 MHz band in the many areas of the country where it is available today with even greater use planned as TV is cleared from the band. We would like to be able to use the band without encountering the types of interference currently being experienced at 800 MHz. The Commission should craft rules aimed at preventing interference, rather than taking a 'wait and see if it happens' attitude.

In addition to limiting base stations to the 747-762 MHz portion of the commercial allocation, we support NPSTC's other proposals to eliminate interference in the 700 MHz band. Specifically, we support the concept of 'zero tolerance' for any interference by commercial carriers to public safety, the recommendations contained in the NPSTC petition regarding changes to section 27.53 of the rules, as well as the proposal to "limit the aggregate of interference from any number of out-of-band transmitters that raise the noise floor within any 6.25 kHz public safety channel by more than 3 dB above thermal noise." While we are not technical experts, we have confidence in TIA's engineering analyses.

Unless public safety can use the new 700 MHz allocation (and other future spectrum allocations) without experiencing interference, the Commission will have failed to comply with Congress' directive to 'ensure that public safety licensees continue to operate free of interference from any new commercial licensees.' Furthermore, Congress' direct instructions that the Commission provides public safety with additional spectrum will be undercut.

In conclusion for the reasons stated above, the MCC vigorously supports NPSTC's Petition for Reconsideration in all aspects and urges the Commission to adopt the proposals outlined therein.

Sincerely,

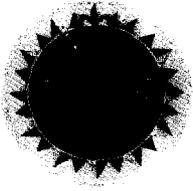


Robert W. McNeilly, Jr.
Chief of Police

RWM:rma

01/041

cc: Jerry Keller, President, Major Cities Chiefs



METROPOLITAN POLICE DEPARTMENT
of Nashville and Davidson County

EX PARTE OR LATE FILED

WT Docut No. 99-168

Bill Purcell, Mayor

Emmett H. Turner
Chief of Police

April 13, 2001

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MAY - 3 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

The Honorable Michael K. Powell
Chairman
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

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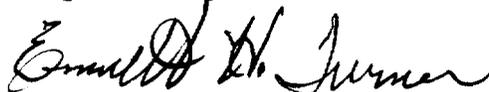
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In conclusion for the reasons stated above, the MCC vigorously supports NPSTC's Petition for Reconsideration in all aspects and urges the Commission to adopt the proposal outlined therein.

Respectfully submitted,



Emmett H. Turner
Chief of Police



CITY OF
PORTLAND, OREGON

BUREAU OF POLICE

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MAY - 3 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

VERA KATZ, MAYOR
Mark A. Kroeker, Chief of Police
1111 S.W. 2nd Avenue
Portland, Oregon 97204

WT Docket No. 99-168

April 16, 2001

The Honorable Michael K. Powell, Chairman
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Dear Mr. Chairman:

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In conclusion, for the reasons stated above, the MCC vigorously supports NPSTC's Petition for Reconsideration in all aspects and urges the Commission to adopt the proposals outlined therein.

Very truly yours,


MARK A. KROEKER
Chief of Police