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June 15, 2001

VIA HAND DELIVERY

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

RECEIVED

JUN 15 2001

FEDERAL COMMUNICATIONS COMMISSION
 OFFICE OF THE SECRETARY

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

Dear Ms. Salas:

On June 13, 2001, Kirk Kirkpatrick, President and CEO of MDS America, Inc. and the undersigned met with Bryan Tramont, Senior Legal Advisor to Commissioner Abernathy and Catherine Hilke, also of Commissioner Abernathy's office, and separately with Adam Krinsky, Legal Advisor to Commissioner Tristani to discuss issues arising from the Further Notice of Proposed Rulemaking in ET Docket No. 98-206.

The MDS America representatives described the innovative technology developed by MDS International and utilized in various locations around the world to deliver high-speed broadband video and data service by terrestrial means on several frequency bands, including 12.2 to 12.7 GHz., without causing harmful interference. The MDS America representatives discussed, in particular, the fact that MDS systems, such as those near Lyon, France and being tested near Cork, Ireland operate co-frequency (i.e., have overlapping signals) with DBS satellites in their areas and are not simply practicing band segmentation, refuting Northpoint Technology's letter of June 7, 2001 in this proceeding.

The MDS America representatives also urged that the Commission follow its usual course of action by setting service rules for the new MVDDS service, accepting applications, and holding auctions if there is mutual exclusivity. The MDS America representatives discussed the legal and economic reasons why auctions are the only appropriate course for the Commission to follow when more than one competitor wishes to offer a service. In that fashion the market will determine what technology is superior, taxpayers will reap benefits and consumer welfare will be most fully advanced.

An original and one copy of this notice are provided to your office as required in Section 1.1206 of the Commission's rules. Please contact me if you have any questions.

No. of Copies rec'd 071
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Magalie Roman Salas
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Respectfully submitted,



James W. Olson
Attorney for MDS America, Incorporated

cc: Bryan Tramont
Catherine Hilke
Adam Krinsky

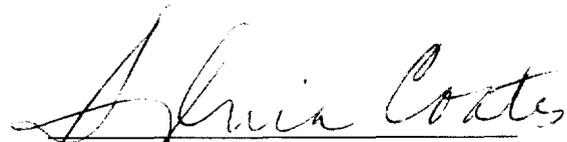
CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of June 2001 a true and correct copy of the foregoing was served via hand delivery upon the following:

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

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Sylvia Coates