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ShawPittman LLP

A Limited Liability Partnership Including Professional Corporations

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RECEIVED

September 7, 2001

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Via Hand Delivery

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

Re: Ex Parte Presentation
DARS Repeater Rulemaking, IB Docket No. 95-91;
XM Radio Inc., File No. SAT-STA-20010712-00063
Sirius Satellite Radio Inc., File No. SAT-STA-20010724-00064

Dear Ms. Salas:

On September 6, 2001, Carl Frank of Wiley Rein & Fielding on behalf of Sirius Satellite Radio ("Sirius"), Lon Levin of XM Radio ("XM"), and Bruce Jacobs of Shaw Pittman on behalf of XM, met with Ron Netro of the Wireless Telecom Bureau and Ron Repasi of the International Bureau to discuss the terrestrial repeater rulemaking. On September 7, Ron Repasi asked certain follow-up questions to Lon Levin and Bruce Jacobs.

Sirius and XM discussed defining low-power and high-power repeaters in accordance with the power emitted by the transmitter antenna averaged over 360 degrees. Such a definition would more accurately reflect the impact of the transmitter on the interference environment and is consistent with the way the FCC defines power in other services. Based on such a definition, Sirius and XM would be willing to limit the power of their high-power repeaters to less than 20 kW EIRP and limit to 150 the number of high-power repeaters that they each begin operating before January 2003. Both companies expressed a general willingness to share information confidentially with Wireless Communications Service ("WCS") licensees concerning their respective transmitter sites in advance of operations in order to facilitate coordination. Both companies are willing to discuss interference mitigation to WCS base stations now in service, or deployed in the near future, if located outside the area in which Sirius or XM

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would be entitled to operate their repeaters in a low power mode. XM expressed its willingness to provide some level of compensation to WCS licensees regarding such base stations.

Very truly yours,


Bruce D. Jacobs *osk*

cc: Ron Netro
Ron Repasi
Carl Frank