

EX PARTE OR LATE FILED

CRISPIN & BRENNER, P.L.L.C.

1156 15TH STREET, N.W.

SUITE 1105

WASHINGTON, D.C. 20005

(202) 828-0152

(202) 828-0158 (FAX)

RECEIVED

OCT - 1 2001

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

WRITER'S DIRECT NO.

(202) 828-0155

October 1, 2001

Ms. Magalie R. Salas  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

**Re: Oral Ex Parte Presentation**  
**CC Docket No. 94-102**

Dear Ms. Salas:

On behalf of my client QUALCOMM Incorporated ("QUALCOMM"), this is to report that on September 28, 2001, I met with Paul Margie, Legal Advisor to Commissioner Michael J. Copps for Spectrum and International Matters to discuss topics related to the above-referenced proceeding.

In this meeting, I reiterated QUALCOMM's strong support for the pending waiver requests filed by Verizon Wireless, Sprint PCS, ALLTEL, Qwest Wireless, and Leap Wireless, all of whom are deploying assisted GPS, the most highly accurate and precise position location technology available. These carriers need additional time to complete the deployment in light of the schedules of infrastructure and handset vendors. I stressed that QUALCOMM is working with these carriers and their suppliers to aid them in deploying this life-saving technology as quickly as possible. I noted QUALCOMM's on-time deliveries of chips and software for assisted GPS phones.

I also reiterated QUALCOMM's opposition to the requests by AT&T and Cingular for waivers of the FCC's accuracy rules, the rules which are designed to give public safety entities the level of accuracy they need to protect the public. In particular, I noted that the E-OTD technology for which AT&T and Cingular seek a waiver is technically deficient according to a

No. of Copies rec'd 0+4  
List A B C D E

technical report by Omnipoint Technologies, and E-OTD will not produce the required levels of accuracy, particularly in rural areas.

Sincerely yours,

A handwritten signature in black ink, appearing to read 'DRB', with a long horizontal flourish extending to the right.

Dean R. Brenner  
Attorney for QUALCOMM Incorporated

Cc: Paul Margie, Esq.