

December 7, 2001

Ms. Magalie Roman Salas
Secretary
Federal Communications Commission
Room TW-A325
445 12th Street, S.W.
Washington, D.C. 20554

RE: *Ex Parte* Presentation: WT Docket 00-230 (Promoting Efficient Use of Spectrum Through Elimination of Barriers to the Development of Secondary Markets)

Dear Secretary Salas:

Pursuant to section 1.1206 of the Commission's Rules, 47 C.F.R. § 1.1206, notice is hereby electronically submitted regarding an *ex parte* in the above-captioned docket by representatives of Aerway, Inc.

On December 7, 2001, Alan J. (Joe) Boyer of Aerway, Inc., Robert B. Kelly of Squire, Sanders & Dempsey, LLP, counsel to Aerway, Inc., and the undersigned met with Katherine M. Harris, Deputy Chief, Commercial Wireless Division, Wireless Telecommunications Bureau, and Cheryl Carson, Attorney, of the Wireless Telecommunications Bureau.

Participants discussed Aerway, Inc. and the comments of Securicor Wireless Holdings, Inc. in the secondary markets proceeding. A copy of an item handed-out and discussed during the meeting is attached to this notice.

Thank you for your attention to this matter. Please contact me if you have any questions.

Sincerely,

/s/ Angela Simpson
Angela Simpson

Attachment

cc: Katherine Harris
Cheryl Carson

AERWAV, INC.
SECONDARY MARKETS PROCEEDING: WT DOCKET 00-230
December 7, 2001

- SPECTRUM LEASING SHOULD BE AVAILABLE TO ALL EXCLUSIVE WIRELESS LICENSEES, INCLUDING THOSE IN THE 220-222 MHz BAND
 - WILL BENEFIT SMALL BUSINESS
 - WILL ENCOURAGE BROADER DEPLOYMENT
- LICENSEES AND LESSEES SHOULD HAVE MAXIMUM FLEXIBILITY TO CRAFT LEASING ARRANGEMENTS
 - PRIVATE CONTRACTS SHOULD CONTROL
 - TRADITIONAL CONTRACT DISPUTE MECHANISMS
 - MINIMUM COMMISSION REGULATION/OVERSIGHT
- COMMISSION INTERVENTION SHOULD BE LIMITED TO ESSENTIAL TECHNICAL AND INTERFERENCE PROTECTION RULES
 - ALLOW THE MARKET TO RESOLVE ISSUES
- LESSEE CONSTRUCTION SHOULD BE COUNTED TOWARD LICENSEE CONSTRUCTION REQUIREMENTS
- THE INTERMOUNTAIN MICROWAVE STANDARD SHOULD BE REVISED
 - SUBJECT TO INTERPRETATION
 - OUTDATED