



ORIGINAL
EX PARTE OR LATE FILED

ORIGINAL

Wiley Rein & Fielding LLP

1776 K STREET NW
WASHINGTON, DC 20006
PHONE 202.719.7000
FAX 202.719.7049

Virginia Office
7925 JONES BRANCH DRIVE
SUITE 6200
McLEAN, VA 22102
PHONE 703.905.2800
FAX 703.905.2820

www.wrf.com

January 24, 2002

VIA HAND DELIVERY

Ms. Magalie Roman Salas
Secretary
Federal Communications Commission
236 Massachusetts Avenue, NE
Suite 110
Washington, DC 20002

RECEIVED

JAN 24 2002

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Carl R. Frank
202.719.7269
cfrank@wrf.com

**Re: Notice of *Ex Parte* Presentation
1998 Biennial Regulatory Review — Amendment of Part 18 of the
Commission's Rules to Update Regulations for RF Lighting
Devices, ET Docket No. 98-42**

Dear Ms. Salas:

On behalf of Sirius Satellite Radio Inc. ("Sirius"), submitted herewith pursuant to Section 1.1206(b)(2) of the Commission's rules, are an original and one copy of this notice regarding a permitted oral *ex parte* presentation in the above referenced proceeding. On January 23, 2002, Carl R. Frank, representing Sirius, met with Bruce Romano of the Office of Engineering and Technology. The purpose of the meeting was to discuss the status of the rulemaking in the above-captioned proceeding and certain legal issues its raises. Sirius reemphasized that neither the Communications Act of 1934, as amended, nor the Commission's regulations permit the FCC to authorize the proliferation of unlicensed devices that cause interference to licensed radio services, such as satellite DARS.

If there are any questions about this submission, please contact the undersigned at 202.719.7269.

Sincerely,

Carl R. Frank
Counsel for Sirius Satellite Radio Inc.

cc: Bruce Romano

No. of Copies rec'd 071
List ABCDE

1085429