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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Marlene Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, DC 20554

Re: *Ex Parte* Presentation in WT Docket No. 99-168 & IN Docket No. 01-74  
(Auctions 31 & 44).

Dear Ms. Dortch:

On Wednesday, May 8, 2002, Richard Wiley, Mary Jo Manning and I met with Michele Ellison, Susan Steiman and Maureen Duignan of the General Counsel's office to discuss the above-referenced proceedings regarding Auctions 31 and 44.

The purpose of this meeting was to discuss the legal authority that the Commission has to postpone the 700 MHz auctions. The substance of the discussion is contained in papers entitled "Postponement of the 700 MHz Auctions" and "Effect of Consolidated Appropriations FY 2000 on 700 MHz Auction Dates," which were previously filed in the record of these proceedings. Copies of the papers were left with each of the Commission participants.

An original and one copy of this letter are being provided for inclusion in the docket. If you have any questions or need any additional information, please let me know.

Sincerely,

Robert L. Pettit

cc: Michele Ellison, Esq.  
Susan Steiman, Esq.  
Maureen Duignan, Esq.

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