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March 14, 2003

EX PARTE

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

**Re: Notification of Ex Parte Communication in ET Docket 98-206; RM-9147;
RM-9245; Auction of Multichannel Video Distribution and Data Service
Licenses (Auction No. 53)**

Dear Ms. Dortch:

On March 13, 2003, Antoinette Cook Bush of Northpoint Technology, Ltd. ("Northpoint") spoke by telephone with Bryan Tramont, Senior Legal Advisor to the Chairman. The purpose of the calls was to discuss technical issues regarding sharing of the 12 GHz band by MVDDS, NGSO FSS, and DBS. Ms. Bush advocated that the Commission alter its technical rules in the manner discussed in Northpoint's response to the pending petitions for reconsideration of the Second Report and Order in ET Docket 98-206. She advocated elimination of the 3-km PFD limit, the 14 dBm EIRP limit, and the 10-km required separation from NGSO FSS receivers currently in the MVDDS regulations.

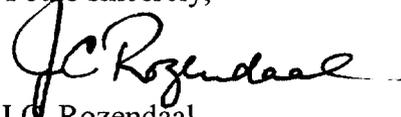
In addition, Ms. Bush urged that the Commission call for comments on the question whether Nieslen Designated Market Areas ("DMAs") should be used in place of Component Economic Areas ("CEAs") as the geographic licensing areas for MVDDS, and that the Commission should delay the scheduled auction of MVDDS licenses (Auction 53) until the Commission issues an order on the DMA issue. Finally, Ms. Bush asked that the Commission support Northpoint's efforts to have its petition for review of the Second Report and Order considered by the D.C. Circuit on an expedited basis.

Also on March 13, 2003, Cappy McGarr had a conversation with Commissioner Adelstein to express Northpoint's desire to have its pending petition for review heard by the D.C. Circuit before the Commission conducts an auction for MVDDS licenses.

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This letter is being filed electronically. Please contact me if you have any questions.

Yours sincerely,

A handwritten signature in black ink, appearing to read "J.C. Rozendaal". The signature is fluid and cursive, with a long horizontal stroke at the end.

J.C. Rozendaal

Counsel for Northpoint Technology, Ltd.