



June 23, 2003

Via Electronic Filing

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

**Re: XM Radio Inc.
Written Ex Parte Presentation
IB Docket No. 95-91**

Dear Ms. Dortch:

XM Radio Inc. ("XM Radio") hereby responds to an April 14, 2003 letter from the National Association of Broadcasters ("NAB") urging the Commission to prevent XM Radio from offering a new weather service for aviation and marine users.¹

XM Radio believes that this new service will make a significant contribution to public safety. For the first time, the public, including pilots, mariners, and mobile emergency crews, will have access to near real-time radar, wind-speed, and other critical information for navigation. The data is uplinked to XM Radio's two satellites, and then retransmitted by XM Radio's satellites and terrestrial repeaters. All of the receivers will receive the same data at the same time. XM Radio expects to begin service by this summer. No similar service is available today from any terrestrial or satellite provider.

The new service is consistent with the authorization XM Radio received from the Commission. That authorization expressly permits XM Radio to provide ancillary data services and to use its repeaters to retransmit programming that is simultaneously transmitted by its satellites.²

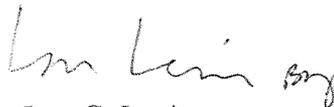
¹ See Letter from Jack N. Goodman, National Association of Broadcasters, to Ms. Marlene Dortch, FCC, IB Docket No. 95-91 (April 14, 2003).

² *Establishment of Rules and Policies for the Digital Audio Radio Satellite Service in the 2310-2360 MHz Frequency Band, Report and Order*, 12 FCC Rcd 5754, ¶¶ 94-96 (March 3, 1997); *American Mobile Radio Corporation, Order and Authorization*, 13 FCC Rcd 8829 (October 16, 1997); *XM Radio Inc., Order and Authorization*, File No. SAT-STA-20010712-00063, DA 01-2172 (Sept. 17, 2001) ("SDARS repeaters are restricted to the simultaneous retransmission of the complete programming, and only that programming, transmitted by the satellite directly to SDARS subscriber's receivers.").

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Please direct any questions regarding this matter to the undersigned.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Lon C. Levin".

Lon C. Levin
Senior Vice President

cc: Chairman Michael Powell
Commissioner Kathleen Q. Abernathy
Commissioner Michael J. Copps
Commissioner Kevin J. Martin
Commissioner Jonathan S. Adelstein
Donald Abelson, Chief, International Bureau
Kenneth Ferree, Chief, Media Bureau