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September 26, 2003

VIA ELECTRONIC MAIL

Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
TW-A325
Washington, D.C. 20554

Re: *ET Docket No. 02-135*
NOTICE OF EX PARTE COMMUNICATION

Dear Ms. Dortch:

Pursuant to Section 1.1206(a)(1) of the Commission's Rules, we are writing to report that on September 17, 2003, representatives of the License-Exempt Alliance ("LEA") and undersigned counsel met with Edmond J. Thomas, Karen Rackley, and Neil McNeil of the Office of Engineering and Technology, to discuss recent developments in the license-exempt broadband industry and the legal issues relating thereto, as discussed in the LEA's comments filed in the above-referenced proceeding. The LEA representatives in attendance were Douglas Campbell and Lehmer Dunn (AMA Tech Tel), Jay Maxwell (Pixius Communications, Inc.), Mike Scullin (Vivato, Inc.) and Neil Mulholland (Prairie I-Net). The attached materials were included in the LEA's presentation.

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Should there be any questions concerning this matter, please contact the undersigned.

Very truly yours,

/s/

Robert D. Primosch
Counsel for the License-Exempt Alliance

cc: Edmond J. Thomas
Karen Rackley
Neil McNeil