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August 20, 2004

FILED ELECTRONICALLY

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

Re: Notice of *Ex Parte* - WT Docket No. 03-103: Amendment of Part 22 of the Commission's Rules to Benefit the Consumers of Air-Ground Telecommunications Services; Biennial Regulatory Review Amendment of Parts 1, 22, and 90 of the Commission's Rules

Dear Ms. Dortch:

Pursuant to the provisions of Section 1.1206(b) of the rules and regulations of the Federal Communications Commission ("FCC"), The Boeing Company ("Boeing") hereby submits this letter summarizing its *ex parte* communication in the above-referenced proceeding.

On August 19, 2004, the undersigned participated in a telephone conference with Richard Arsenault of the Mobility Division of the Wireless Telecommunications Bureau. The parties discussed the following three different alternative licensing models for the Air-to-Ground ("ATG") band that the FCC is considering: (1) two exclusive licenses (a larger 2.5 MHz license and a smaller 1.5 MHz license); (2) two overlapping 2.5 MHz licenses; and (3) four overlapping 2.5 MHz licenses. The parties also discussed the FCC staff's interest in securing additional information regarding how these different approaches would affect the data rate that customers would experience and the system architecture that each approach would permit.

MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND POPEO, P.C.

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

Respectfully submitted,

/s/ Russell H. Fox

Russell H. Fox

cc: Richard Arsenault (by e-mail)

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