

WILLIAM K KEANE
DIRECT DIAL: 202 776 5243
E-MAIL: kkeane@duanemorris.com

www.duanemorris.com

December 8, 2005

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

Re: Ex Parte Communication
IB Docket No. 02-364
ET Docket No. 00-258

Dear Ms. Dortch:

On December 7, 2005, the undersigned and Jeffrey Okamitsu, Vice-President-Technology, Fusion UV Systems, Inc. ("Fusion"), had a telephone conference with Barry Ohlson, legal adviser to Chairman Adelstein, regarding the above-captioned proceedings. The points discussed during the call are consistent with those set forth in Fusion's earlier filings.

A copy of this ex parte filing is submitted for inclusion in each of the Dockets.

Respectfully submitted,



William K. Keane

Stephen M. Ryan, Esq.
Mannatt, Phelps & Phillips, LLP
700 12th Street, N.W., Suite 1100
Washington, DC 20005
Of Counsel

cc: Barry Ohlson, Legal Adviser