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December 5, 2005

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Via Hand Delivery

Marlene H. Dortch  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

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DEC - 5 2005

Federal Communications Commission  
Office of Secretary

**Re: EX PARTE SUBMISSION**  
WT Docket 03-66; Amendment of Parts 1, 21, 73, 74, and 101 of the  
Commission's Rules to Facilitate the Provision of Fixed and Mobile  
Broadband Access, Educational and Other Advanced Services in the 2150-  
2162 and 2500-2690 GHz Bands

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Dear Ms. Dortch:

On December 5, 2005, Bradley Holmes, Chief Operating Officer of NY3G Partnership ("NY3G"), and Bruce Jacobs, counsel for NY3G, met with John Giusti, legal advisor to Commissioner Copps, regarding the above-referenced proceeding. NY3G urged the Commission, if it adopts a negotiation period for unresolved conflicts, to provide a default that incentivizes both parties to negotiate in good faith to establish metropolitan-wide service.

Very truly yours,

Bruce D. Jacobs  
Tony Lin  
Counsel for NY3G Partnership

cc: John Giusti

12/5/05 10:22 AM  
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