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March 31, 2006

FILED ELECTRONICALLY

Marlene H. Dortch, Secretary
Federal Communications Commission
Washington, DC 20554

**Re: Report of Oral Ex Parte Communication
ET Docket No. 04-286**

Dear Ms. Dortch:

Pursuant to Section 1.1206(a)(2) of the Commission's Rules, this is to report that an oral *ex parte* presentation was made in the above-referenced proceeding as follows.

Party making presentation: **Community Broadcasters Association**
Commission Staff:

Mary Beth Murphy, Chief, Policy Division, **Media Bureau**
Eloise Gore, Assistant Chief, Policy Division, **Media Bureau**

On **March 27, 2006**, I met with Ms. Murphy and Ms. Gore to discuss several issues of interest to the Community Broadcasters Association, the trade association of the nation's Class A and Low Power Television ("LPTV") stations. One of the topics I mentioned was the Commission's proposal in ET Docket No. 04-286 to permit unlicensed use of vacant television channels for broadband and other wireless communications.

I noted that while some Class A and LPTV licensees are interested in providing alternative services on their television channels, the entire industry is concerned about the likelihood that systems built into a computer to detect broadcast signals and avoid channels in use by broadcasters will often fail to detect Class A and LPTV signals, because the TV signals are normally viewed on receivers that use much larger and higher gain antennas than can be built into a computer. Therefore, there is a significant possibility that unlicensed systems will transmit on channels that are in fact occupied by viewable broadcast signals, because they fail to detect those broadcast signals.

I N F O R M A T I O N | **C** O M M U N I C A T I O N S | **T** E C H N O L O G Y

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I further observed that Class A and LPTV stations are at the greatest risk of any television broadcasters, because (1) most of them are not carried by cable television and broadcast satellite systems, so they are the TV broadcasters most dependent on over-the-air reception; and (2) their signals are of lower field strength than those of full power TV stations, so they are more susceptible to interference.

Very truly yours,

A handwritten signature in black ink, appearing to read "Peter Tannenwald", with a long horizontal flourish extending to the right.

Peter Tannenwald
Counsel for the Community Broadcasters Association

cc: (via e-mail)
Mary Beth Murphy, Esq.
Eloise Gore, Esq.