

April 4, 2006

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

Re: 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 MHz Bands – WT Docket No. 03-66

Review of the Spectrum Sharing Plan Among Non-Geostationary Satellite Orbit Mobile Satellite Service Systems in the 1.6/2.4 GHz Bands - IB Docket No. 02-364

Amendment of Part 2 of the Commission's Rules to Allocate Spectrum Below 3 GHz for Mobile and Fixed Services To Support the Introduction of New Advanced Wireless Services, including Third Generation Wireless Systems - ET Docket No. 00-258

NOTICE OF ORAL EX PARTE COMMUNICATIONS

Dear Ms. Dortch:

Pursuant to Section 1.1206(b)(2) of the Commission's Rules, I am writing to advise the Commission that yesterday I separately met on behalf of the Wireless Communications Association International, Inc. ("WCA") with John Giusti and Bruce Gottlieb, Legal Advisors to Commissioner Michael Copps and with Fred Campbell, Legal Advisor to Chairman Martin. The purpose of the meetings was to discuss the above-referenced proceedings involving the rules governing the Broadband Radio Service ("BRS") and the Educational Broadband Service ("EBS").

In each meeting, we discussed WCA's opposition to the vague, one-sided language that the Catholic Television Network has proposed be required in any EBS lease agreement extending beyond fifteen years. WCA pointed out that the language is unnecessary, that EBS licensees have differing current and future educational requirements, that the EBS community has identified a myriad of contractual vehicles for meeting their present and future needs, and

Marlene H. Dortch

April 4, 2006

Page 2

that the Commission should not diminish each EBS licensee's present flexibility to address those needs contractually in the manner that best meets its own requirements. WCA noted that by allowing EBS licensees and potential lessees to include individualized solutions in their lease agreements, the Commission can both preserve EBS flexibility and assure commercial lessees the certainty required before capital will be devoted to the 2.5 GHz band. WCA also expressed its support for the proposal to modify the Universal Licensing System to provide a ready vehicle for disclosing the maximum term of an EBS lease, rather than requiring the filing of such leases with the Commission.

In addition, WCA discussed the need for the Commission's rules to fully protect incumbent BRS channel 1 and 2 licensees from interference caused by Advanced Wireless Service ("AWS") newcomers, and stressed the technical evidence on the record supporting its proposals for triggering involuntary relocation of incumbent BRS licensees. WCA also reiterated its prior positions regarding the need to address the incompatible Mobile Satellite Service, Broadcast Auxiliary Service and the Part 18 operations in the 2495-2500 MHz band segment to which BRS channel 1 will be relocated.

Pursuant to Section 1.1206(b) of the Commission's Rules, an electronic copy of this letter is being filed with the office of the Secretary. Should you have any questions regarding this presentation, please contact the undersigned.

Respectfully submitted,

/s/ Paul J. Sinderbrand

Paul J. Sinderbrand

Counsel for the Wireless Communications
Association International, Inc.

cc: Fred Campbell
John Giusti
Bruce Gottlieb