

October 5, 2006

**EX PARTE**

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

Re: ET Docket No. 04-186  
ET Docket No. 02-380

Dear Ms. Dortch:

On October 4, 2006, William Check, Ph.D., Senior Vice President, Science & Technology, Andy Scott, Senior Director of Engineering, and Loretta Polk, Associate General Counsel, on behalf of the National Cable & Telecommunications Association (“NCTA”), met with Julius Knapp, Deputy Chief, FCC Office of Engineering & Technology, Alan Stillwell, Senior Associate Chief, Bruce Romano, Associate Chief, and other OET staff to discuss the cable industry’s concerns about the potential for harmful interference to cable systems if unlicensed devices are permitted to operate in unused TV broadcast spectrum.

In particular, we discussed technical and operational concerns with the proposed authorization of unlicensed devices which may transmit on the same channels that cable operators use to receive and/or retransmit distant broadcast television signals; the potential interference effects of unlicensed devices which may not transmit on local television frequencies, but do transmit on cable frequencies; and the potential effects of direct pickup noise by unlicensed devices in consumer electronics receivers connected to cable facilities. Also discussed was the potential interference to wireless microphones used for live programming.

Sincerely,

**/s/ Loretta P. Polk**

Loretta P. Polk

cc: Julius Knapp  
Bruce Romano  
Alan Stillwell  
Hugh Van Tuyl