



January 25, 2007

Via ECFS

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

Re: Written Ex Parte Presentation in ET Docket No. 04-151, WT Docket No. 05-96, ET Docket No. 02-380, ET Docket No. 98-237

Dear Ms. Dortch:

On behalf of NextWave BroadBand Inc. ("NextWave"), this is to report that on January 24, 2007, Ken Stanwood, Jim O'Connor, Jennifer Richter, David Munson and I met with Jim Schlichting, Nese Guendelsberger, Paul Murray, Martin Liebman, Jennifer Salhus and Blaise Scinto of the Wireless Telecommunications Bureau, as well as with Julius Knapp, Jamison Prime, Ira Keltz, Alan Stillwell and Jeff Dygert of the Office of Engineering and Technology to discuss the above captioned proceedings and the attached presentation regarding ongoing work within IEEE to modify the WiMAX and Wi-Fi standards to support the FCC's requirements for the 3.65 GHz band.

Founded in 2005, NextWave develops wireless broadband and wireless multimedia products, technologies, and services for mobile device and network infrastructure manufacturers and for wireless service operators. NextWave's PacketVideo subsidiary provides a wide range of multimedia software solutions to many of the leading wireless carriers and handset manufacturers worldwide. NextWave recently announced that it will acquire GO Networks Inc., a Mountain View, CA-based company that develops advanced mobile Wi-Fi network solutions for commercial and municipal applications. NextWave has acquired a nationwide spectrum footprint in the United States covering 247 million people in the 2.3, 2.5 and 1.7/2.1 GHz bands and also owns nationwide spectrum in the 3.5 GHz band in Germany through a majority-controlled joint venture. NextWave intends to partner with companies to deploy next-generation wireless broadband networks that utilize NextWave technologies in its licensed spectrum as well as in non-exclusively licensed bands.

During the meeting NextWave expressed support for the FCC's decisions in its Report and Order and Memorandum Opinion and Order, adopted in March of 2006, including the establishment of a nationwide, non-exclusive licensing scheme for the 3.65 GHz band that requires fixed and base station registration and use of technologies that incorporate a contention-based protocol. NextWave agreed with the Commission's conclusion that this streamlined licensing approach will accelerate the introduction of new broadband wireless services by reducing regulatory hurdles and lowering entry costs. NextWave, therefore, urged the Commission to affirm as expeditiously as possible the rules that it adopted and to establish a registration process and associated database, which together will encourage standards bodies, equipment manufacturers and service providers to take the steps necessary to launch new wireless broadband services and technologies, including WiMAX and Wi-Fi, in the 3.65 GHz band in the near future.

Under the FCC's established rules, the 3.65 GHz band is an attractive option for the deployment of spectrally efficient and cost-effective broadband wireless communications services by both public and private broadband network operators. Changes are being made to both the WiMAX and Wi-Fi standards to enable their operation and co-existence in non-exclusively licensed bands such as 3.65 GHz. The introduction of these technologies will be accelerated by stabilization of the rules governing the band and the establishment of a registration and certification process. NextWave encouraged the FCC to affirm its rules for 3.65 GHz operations in an expeditious manner and to commence the process for creating a registration system.

Respectfully submitted,

/s/ Jennifer M. McCarthy

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