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March 14, 2007

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MAR 14 2007

Federal Communications Commission
Office of the Secretary

Via Hand Delivery
Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, SW, TW - A325
Washington, DC 20054

**Re: Written Ex Parte Presentation in WT Docket No. 07-16 and WT
Docket No. 07-30**

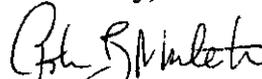
Dear Ms. Dortch

On March 13, 2007, Milo Medin, Chairman of M2Z Networks Inc., John Doerr and Ellen Pao of Kleiner Perkins Caufield & Byers, Michael R. Gardner, Esq. and the undersigned met with Commissioner Robert M. McDowell and Angela Giancarlo, legal advisor to the Commissioner.

During the meeting, we discussed the merits of the M2Z's pending license application and the need for an expeditious decision. We discussed the strong public support for M2Z's license application expressed in the voluminous public record. Furthermore, we summarized a study by Dr. Simon Wilkie, Executive Director, Center for Communication Law and Policy, USC Annenberg School, showing that approval of M2Z's license application would conservatively generate 18 to 25 billion dollars in consumer welfare benefits. We also distributed copies of our presentation which is enclosed with this letter.

Pursuant to Section 1.1206(b) of the Commission rules, an electronic copy of this letter is being filed. Please let me know if you have any other questions regarding this submission.

Sincerely,


John B. Muleta
CEO

Enclosure (1)

cc: Commissioner Robert M. McDowell
Ms. Angela Giancarlo

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Freedom. Innovation.

M2Z Networks, Inc.

March 2007

Presented by M2Z Management

M2Z Application

- M2Z will deliver Free, Fast and Family Friendly consumer wireless Broadband to 95% of the US Population generating at least \$18-25 billion in consumer welfare benefits

Free Service at minimum 384 kbps
 Family Friendly service with filtering in the network for the Free Service
 Build-out commitments as condition of the license: 95% of the US Population in 10 years with intermediate milestones of 33% in 3 years, 66% in 5 years
 Public Safety – free use of the network with traffic prioritization and pre-emption in emergencies
 Not take from USF; we will pay into USF
 Pay 5% of premium services for use the spectrum

Consumer Welfare

TABLE ONE
SUMMARY OF NET PRESENT VALUE OF CONSUMER BENEFITS
FROM M2Z'S PROPOSAL

Scenario 1: New Broadband USF Tax Not Imposed in the Absence of M2Z's Free Service				
Consumer Benefit Category	Net Present Value of Consumer Benefits from M2Z's Proposal (\$ million)			
	Total M2Z Customers (million)			
	1	5	10	15
NPV of Benefits from M2Z's Service Due to Reduction in Broadband Access Prices (2008 onwards) (\$ million)	13,115	13,115	13,115	13,115
NPV of Benefits from M2Z's Free Service for Consumers Without Prior Broadband Access (2008-2022) (\$ million)	12,318	12,318	12,318	12,318
NPV of Royalty Payments for M2Z's Spectrum Lease (2008 onwards) (\$ million)	36	179	358	536
Total NPV of Consumer Benefits (\$ million)	25,469	25,612	25,791	25,970

Scenario 2: New Broadband USF Tax Imposed in the Absence of M2Z's Free Service				
Consumer Benefit Category	Net Present Value of Consumer Benefits from M2Z's Proposal (\$ million)			
	Total M2Z Customers (million)			
	1	5	10	15
NPV of Benefits from M2Z's Service Due to Reduction in Broadband Access Prices (2008 onwards) (\$ million)	13,115	13,115	13,115	13,115
NPV of Benefits from M2Z's Free Service Due to Avoided Broadband USF Tax (2008-2022) (\$ million)	5,172	5,172	5,172	5,172
NPV of Royalty Payments for M2Z's Spectrum Lease (2008 onwards) (\$ million)	36	179	358	536
Total NPV of Consumer Benefits (\$ million)	18,323	18,466	18,645	18,824

- M2Z license application is complete and provides the FCC a path to rapid nationwide facilities based competitive entry to provide consumer Broadband service

GAO, CBO, and FCC's own data show broadband is a duopoly in the US that demands new competitive entry

Facilities based entry is core to the FCC's agenda for competition and unanimous agreement by all FCC Commissioners that wireless entry will help consumers---FCC should be mindful of government processes limiting competitive entry when the record is complete (see LFA Order)

- M2Z is a Silicon Valley company -- we have experience in building nationwide networks, developing and deploying new technologies and delivering innovative services to consumers and the Net Neutrality debate in 2006 shows that new, nationwide facilities based competitive entry is one necessary solution for quelling concerns about abuse of market power in a duopolistic broadband network

Members of the M2Z founding team created the cable broadband business which has grown to over 40 million subscribers

All founders of M2Z have been involved the convergence of the Internet, broadband, wireless and media (Myspace, TIVO, Google, Amazon, Netscape, Flarion, Big Band, PSINet, @Home)

- The FCC has the authority to act on our application; M2Z simply asks for **fair, transparent and expeditious process** -- delays in the licensing process should not get in the way of rapid competitive entry
- The M2Z proposal is in the public interest as demonstrated by Former FCC Economist Wilkie paper introduced into the record showing that M2Z's license, if granted as applied, would generate at least \$18-\$25B of consumer benefit over the initial 15 year term of the M2Z license -- this is a conservative estimate as it only considers 3 first order effects of M2Z's entry
- The record also demonstrates that the Public supports M2Z's proposal:

To date, over 20M Americans have already expressed their public support for M2Z's proposal via local representatives, national organizations and national officials

Support across a wide range of constituents that includes: Family Values, Parents and Education, Minority Interests, Access and Media Ownership Advocates, Public Safety, State and Local organizations

Only 10 Opposition filings were made -- all by broadband and wireless incumbents or their representatives

After 10 months in the public domain, no credible alternatives demonstrating a higher and better use than M2Z's were submitted;

Support Letters

- 61 Local and State elected officials who represent ~7M people
 - Over 170 letters from individuals
 - 4 city and municipal proclamations
- 17 Organizations representing > 8M people across a broad range of constituents:
 - Access Advocates and Media Ownership organizations like ACORN, ERA, CALED, Media Access and Public Knowledge
 - Parent – Teachers organizations like the National PTA, HEWAC, Educause, College Parents of America
 - Diversity and Minority Ownership Interests like the MMTC
 - Family Values: ikeepsafe.org and Catholic Diocese of Arlington
 - Public Safety organizations like the National Troopers Coalition
 - State and Local entities like the County Executives of America and President of the Bronx
- Congressional Support representing >5M people
 - Senators McCain, Hatch
 - Representatives: Eschoo, Honda, Towns, Pickering, Shimkus, Pitts, Blackburn

Opposition Filings

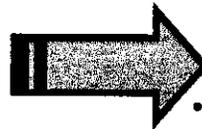
- 10 petitions opposing the M2Z proposal:
 - AT&T
 - Verizon
 - T-Mobile
 - Motorola
 - WCA
 - CTIA
 - NextWave
 - Echostar
 - CEA
 - Leap Wireless
- Focused on pushing for delay in the grant of the M2Z license by asking for a Rulemaking and subsequent Auction (none have a specific proposal for defined use)
 - “FCC doesn’t have the authority to grant a license per M2Z application”
- Other issues/questions raised:
 - M2Z’s financial credibility
 - M2Z’s aggressive build-out plan
 - Interference and service rules
 - Relocation concerns (WCA)

Alternate Proposals

- 5 total ‘alternative’ proposals were filed
- All the alternative proposals fail to specify how their use is better or even equal to M2Z; they are technically non-specific, do not show specific build-out and public safety commitments and none provide a willingness to “pay for the spectrum” through a royalty or other relevant scheme.
- Each is a questionable proposal from an entity with limited resources:
 - Next Wave
 - Commnet/ATNI
 - NetFree
 - McElroy Electronics
 - Open Range

M2Z's Innovative Approach

- Innovative Business Model:
 - Free to the Consumer Model
 - Wholesale Model to create bundled marketing opportunity for other type of carriers (e.g., ISPs, MVDS, etc.)
- Nationwide Deployment:
 - Design & Engineering for Nationwide IP network underway
 - Designed to be complementary to muni-WiFi and other types of micro-cell networks
- New Technology:
 - Spectral Efficient TDD Technology
 - Technology Specification based on WiMax 802.16
- Low Cost CPE:
 - Product configurations designed to drive volume and lower consumer costs
 - Volume allows retail distribution channels to be used
 - Creating initial CPE Volume by working with Non-Profits



Consumers Gain Freedom and Choice

- Consumer Freedom
 - Unfettered access by consumers and public safety to IP networks nationwide at no cost
 - Nationwide IP Roaming on the free service for consumers and carrier partners
 - Standards based technology (WiMax) to create low cost volume CPE and plug and play connectivity
 - IP platform enables choice of CPE interconnection
- Wholesale Carrier Freedom
 - Unfettered access nationwide IP networks nationwide at no cost
 - Nationwide IP Roaming wholesale carrier partners
 - Standards based technology (WiMax) to create low cost volume CPE
 - IP platform enables choice of CPE interconnection