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ATTORNEYS AT LAW

August 13, 2007

Ex Parte

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

Re: *In the Matter of Wireless E911 Location Accuracy Requirements*, PS
Docket No.
07-114

Dear Ms. Dortch:

On August 9, 2007, Tom Sugrue, Vice President, Government Affairs, and Kathleen Ham, Managing Director, Federal Regulatory Affairs, of T-Mobile USA, Inc. and John Nakahata of Harris, Wiltshire & Grannis LLP met separately with the following individuals regarding the above-referenced proceeding.:

- Bruce Gottlieb, Wireless & International Legal Advisor to Commissioner Copps, and Michael Richardson, Intern to Commissioner Copps;
- Erika Olsen, Acting Legal Advisor to Chairman Martin; and
- Renee Crittendon, Legal Advisor for Spectrum and International Issues to Commissioner Adelstein.

During the course of these meetings, T-Mobile discussed the presentation attached to and filed with my ex parte letter of August 8, 2007. In the event that the Commission seeks to proceed in the near-term to adopt a requirement to meet accuracy standards at the PSAP-level, carriers should be required to meet such standards at the PSAP-level to the extent it is technically feasible and economically reasonable to do so.. This requirement to meet accuracy standards at the PSAP level on PSAP request would be supported by the NRIC VII (NRIC) recommended "E9-1-1 Phase II Accuracy Optimization Reporting and Resolution Process," which "would require carriers to optimize the performance of their deployed location

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technology at the Public Safety Answering Point (PSAP) level, to the extent technically feasible and commercially reasonable. . . .”¹ Compliance with the NRIC optimization process could be prima facie evidence that a carrier has acted in a technically feasible and economically reasonable manner. Such an approach would be much more reasonable than a mandate for PSAP level accuracy at every PSAP, which the record shows is not technically feasible with today’s technologies. The Commission could then go on in the second stage of this proceeding to consider whether future developments in technology would permit the adoption of different accuracy or deployment standards (and if so on what time frame) while ensuring that in the interim carriers were delivering the best accuracy possible with today’s technology to each Phase II ready PSAP.

In accordance with the Commission’s rules, a copy of this letter is being filed electronically in the above-captioned docket. Please contact me at (202) 730-1320 if you have questions.

Sincerely,

/s/

John T. Nakahata
Counsel for T-Mobile USA, Inc.

¹ NRIC VII, Focus Group 1A, Near Term Issues for Emergency/E9-1-1 Services, Final Report, Appendix E (Dec. 2005) (“NRIC VII Report”). NRIC recommended the optimization process as a “best efforts” supplement to the recommended requirement that carriers certify compliance through OET 71/ESIF testing at the state level.