

August 30, 2007

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th St. NW
Washington, D.C. 20554

Ex Parte Filing in WT Docket Nos. 07-16 and 07-30

Dear Secretary Dortch,

On August 28, 2007, Mr. Harold Feld of the Media Access Project, Mr. Sascha Meinrath of the New America Foundation, Mr. Shawn Chang of Free Press, and myself on behalf of Public Knowledge, met with Mr. Wayne Leighton and Mr. Chris Moore of Commissioner Tate's office to discuss the use of the 2155-2175 MHz band. We urged the Commission to ensure that any licensee authorized to use this spectrum band must abide by provisions to serve the public interest, such as build-out requirements, wholesale access, net neutrality, open attachment of devices and other provisions. We also discussed the possibility of using this spectrum for unlicensed devices and the legal status of the pending applications to use this band.

Finally, we explained that we could not support mandatory filtering, which raises significant First Amendment concerns. Mandatory filtering, even for free service, also violates the "end-to-end" principle of internet architecture, which the Commission should embrace as critical to innovation and free speech. A written *ex parte* filing which was made on the same day, which is attached, provides additional detail concerning our views.

Pursuant to Section 1.1206 of the Commission's Rules, we hereby submit this notice regarding this *ex parte* meeting in the above-referenced proceeding. Please direct any questions to the undersigned.

Sincerely,

/s/ John Windhausen, Jr. /s/

John Windhausen, Jr.