

# COVINGTON & BURLING LLP

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September 4, 2007

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12th St., SW  
Washington, DC 20554

Re: Notification of *Ex Parte* Communication; WT Docket Nos. 96-86,  
06-150; PS Docket No. 06-229; AU Docket No. 07-157

Dear Ms. Dortch:

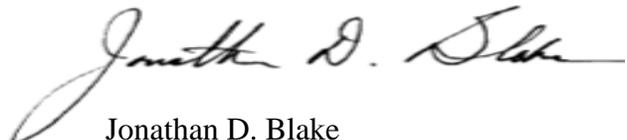
This letter is to report a permitted, oral *ex parte* communication of Frontline Wireless, LLC (“Frontline”) and its counsel concerning the above-referenced proceedings.

On August 31, 2007, Gerard J. Waldron and the undersigned met with Bruce L. Gottlieb, Legal Advisor to Commissioner Michael J. Copps. Today, the same representatives of Frontline met with Renee R. Crittendon, Legal Advisor to Commissioner Jonathan S. Adelstein and also met with Wayne Leighton, Legal Advisor to Commissioner Deborah Taylor Tate.

In these meetings, the parties discussed the rules proposed for Auction 73 and the modifications necessary to achieve a fair and efficient auction that will promote competition and innovation. Specifically and as explained in Frontline’s recent comments on auction procedures, the Commission and its Wireless Telecommunications Bureau should (1) lower reserve prices from the proposed, arbitrarily high levels, (2) take aggressive steps to prevent bid signaling, (3) modify the activity rule to facilitate bidding between the C and D Blocks, and (4) reject any short-form application from an entity that seeks to hold 70 MHz or more of CMRS spectrum in a market already experiencing concentrated market power. The parties also discussed two of the obstacles to new entry posed by the 700 MHz *Second Report and Order*: the lack of a DE credit for an entire class of otherwise eligible small businesses simply because they will primarily offer wholesale service, and the threat to impose a “default” penalty on the winning D Block bidder despite its willingness to enter into a binding Network Sharing Agreement.

Please direct any questions concerning this matter to the undersigned.

Sincerely,



Jonathan D. Blake  
Counsel to Frontline Wireless, LLC

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cc: Renee R. Crittendon  
Bruce L. Gottlieb  
Wayne Leighton