



September 12, 2007

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Via Electronic Filing

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

Re: Notice of Ex Parte Communication,
ET Docket Nos. 04-186, 02-380

Dear Ms. Dortch:

On September 10, 2007, the following people met with Commissioner Robert McDowell and Angela Giancarlo with regard to the above-captioned proceeding: Anne Sweeney, Co-chair Disney Media Networks & President, Disney-ABC Television Group; Martin D. Franks, Exec. VP, Planning Policy and Govt. Relations, CBS Corp; Jack Abernethy, Chief Executive Officer, Fox Television Stations; John Wallace, President, NBC-Owned Stations; Marci Burdick, Senior Vice President, Broadcasting, Schurz Communications, Inc; Michael Fiorile, Vice Chairman & CEO, Dispatch Broadcast Group; Elizabeth Murphy Burns, President, Morgan Murphy Media; Robert Hubbard, President & CEO, Hubbard Television Group & VP, Hubbard Broadcasting, Inc; Vincent Sadusky, President & CEO, LIN TV Corp; David Donovan, President, Association for Maximum Service Television; Alan Frank, President, Post-Newsweek Stations, Inc; Jack Sander – Joint Chairman, National Association of Broadcasters; and David Rehr, President & CEO, National Association of Broadcasters.

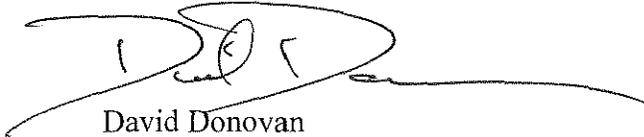
The group relayed its concerns regarding the current proposal to place personal and portable devices in the TV band. We summarized our press conference along with the print and on-the-air media campaign. We discussed our commitment to helping the FCC move forward with a fixed rural broadband system, including the establishment of a database that will be necessary for an interference avoidance system based on geolocation.

We reviewed the FCC tests, noting the failure of the devices that were submitted to the FCC by the White Spaces Coalition members for testing. We observed that the sensing level of these devices were inadequate to protect over-the-air television broadcasting from interference. Thus, even if the devices worked as advertised, it would still cause interference to over-the-air television reception. We noted that interference would occur if these devices operated on an adjacent channel.

We discussed the importance of over-the-air digital television, especially during emergencies. We noted that consumer expectations regarding the performance of digital TV are significant. These expectations would be undermined with rampant interference.

The attached documents were submitted.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'David Donovan', with a long horizontal flourish extending to the right.

David Donovan
President

CC: Commissioner Robert McDowell
Angela Giancarlo