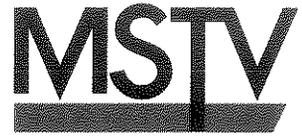


ASSOCIATION FOR MAXIMUM SERVICE TELEVISION, INC.



October 10, 2007

P.O. Box 9897
4100 Wisconsin Avenue, NW
Washington, DC 20016

Via Electronic Filing

Tel (202) 966-1956
Fax (202) 966-9617

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 October 5, 2007, David Donovan, president of the Association for Maximum Service Television, Inc. (MSTV[®]); Victor Tawil, MSTV's senior vice president; and Bruce Franca, MSTV's vice president for policy and technology met with Wayne Leighton, legal advisor to Commissioner Tate with regard to the above-captioned proceeding.

During this meeting, Mr. Franca and Mr. Donovan presented an analysis of the recent filing of field test data submitted by Microsoft and Philips. Mr. Franca and Mr. Tawil pointed out the fact that contrary to Microsoft's assertions, the data submitted clearly confirms and shows sensing at -114 dBm level proposed by the so-called White Spaces Coalition is inadequate to protect TV viewers. In fact, the Microsoft test data shows a white spaces device would have failed to detect TV signals at six of the eleven sites tested even though there was a viewable DTV signal with a typical consumer TV antenna at each of these six sites. Mr. Franca and Mr. Donovan also pointed out a number of other misstatements and mischaracterizations made in the Microsoft *ex parte* presentation. Mr. Franca and Mr. Tawil also discussed technical matters related to unlicensed fixed operation. The attached memo was submitted for the record.

In addition, Mr. Donovan presented Mr. Leighton with a copy of rules for the operation of a rural broadband service in Canada. Unlike the United States, Canada has used TV white spaces to deploy fixed rural broadband systems.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David Donovan", is written over a horizontal line that extends across the page.

David Donovan

CC: Wayne Leighton