

January 14, 2008

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Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
12<sup>th</sup> Street Lobby, TW-A325  
Washington, DC 20554

**Re: *Ex Parte*; 2002 Biennial Review Proceeding - WT Docket No. 03-264**

Dear Ms. Dortch:

On Monday, January 14, 2008, Christopher Guttman-McCabe, Vice President, Paul Garnett, Assistant Vice President, Regulatory Affairs, CTIA - The Wireless Association®, along with Chuck Jackson, Jackson Telecom Consulting, David Urban, Comcast and David Don, Comcast met with Fred Campbell, Bureau Chief, Roger Noel, Division Chief, Lloyd Coward, Deputy Division Chief, Walter Strack, Chief Economist, Nina Shafran, Attorney Advisor and Martin Liebman, Engineering Advisor to Division Chief, all of the Wireless Telecommunications Bureau, to discuss CTIA's industry consensus proposal to modify base station Equivalent Isotropically Radiated Power ("EIRP") limits for PCS and AWS licensees contained in sections 24.232 and 27.50(d) of the FCC's rules, 47 C.F.R. §§ 24.232, 27.50(d). CTIA proposes that the current base station limits on emitted power for PCS and AWS licensees be supplemented to allow carriers to operate consistent with either the current rules or a power spectral density constraint. The Commission recently adopted rules providing 700 MHz licensees with similar flexibility.<sup>1</sup> A power spectral density limit will enable providers using wideband technologies to install fewer base stations over larger geographic areas – thereby expanding the opportunities for mobile wireless broadband, particularly in rural and suburban areas. As PCS licensees extend wireless broadband across the country and AWS winning bidders begin their network builds, the Commission should modernize its power limits to enhance deployment of next generation services.

<sup>1</sup> See *In the Matter of Service Rules for the 698-746, 747-762 and 777-792 Bands*, WT Docket No. 06-150, Report and Order and Further Notice of Proposed Rulemaking, FCC 07-72, paras. 91-102, 104-106 (2007).

Marlene H. Dortch

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Pursuant to Section 1.1206 of the FCC's Rules, this letter along with the presentation used at the meeting are being electronically filed with your office. If you have any questions concerning this submission, please contact the undersigned.

Sincerely,

*/s/ Paul W. Garnett*

Paul W. Garnett

Enclosure

cc: Fred Campbell  
Roger Noel  
Lloyd Coward  
Walter Strack  
Nina Shafran  
Martin Liebman