

April 14, 2008



Marlene Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

RE: Docket 07-57
Notice of Oral *Ex Parte* Presentation

Dear Ms. Dortch:

On April 11, 2008, Andrew Jay Schwartzman and Parul Desai of Media Access met with Commissioner Deborah Tate and her legal assistant Amy Blankenship.

During the conversation, Mr. Schwartzman repeated several points made in previously filed comments in Docket 07-57 pertaining to the proposed XM/Sirius merger. Mr. Schwartzman reiterated a preference that the merger be disapproved, but discussed how the adverse effects of a merger could be minimized. He argued that a portion of the spectrum presently held by the two companies could be recovered for alternative uses. He also suggested that a scheme resembling cable leased access could be employed for part of the XM/Sirius spectrum. He also observed that if the lessee were advertiser supported, it could be separately licensed, which would provide Commission jurisdiction over the activities of the entity.

Respectfully submitted,

/s/

Andrew Jay Schwartzman

cc. Commissioner Deborah Tate
Amy Blankenship