

July 21, 2008



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

RE: ET Docket No. 04-186
Notice of Oral *Ex Parte* Presentation

Dear Ms. Dortch:

On July 18, 2008, Harold Feld, Senior Vice President, Media Access Project Elizabeth Broomfield, Summer Intern, Media Access Project, Alex Curtis, Director of Policy and New Media, Public Knowledge, and Michael Calabrese, Vice President, Director of Wireless Futures Program, New America Foundation, met first with Renee Crittendon, wireless advisor to Commissioner Adelstein, and then later that day with Wayne Leighton, wireless advisor to Commissioner Tate, on behalf of the Public Interest Spectrum Coalition with regard to the above captioned matter.

PISC representatives explained the details of the informal complaint and *Petition for Rulemaking* filed by the Media Access Project on behalf of PISC on July 16, 2008. A copy of the complaint and *Petition* is attached. PISC noted that although Shure claimed in its statements to the press that it had ceased manufacturing wireless microphones that operate on Channels 52-69 in 2007, Shure continues to sell units operating on these channels through its website and through others. In addition, promotional materials for Shure equipment operating on Channels 52-69 remain on the Shure website, and have a copyright date of "2008." In evidence of this, PISC provided the separate attached material.

PISC also objected to interference testing by the FCC between prototype unlicensed devices and wireless microphones in venues in which the wireless microphone system is illegal. PISC recommends that the FCC require any test location to provide evidence that it has a license for Part 74, Subpart H LPAS, and that the licensee certify that it uses the licensed equipment only in a manner consistent with that authorized by Rule 74.831. Finally, PISC stressed that the FCC should act as soon as possible on this matter. On June 30, 2008, the National Public Safety Telecommunications Council (NPSTC) sent a letter to Chairman Martin asking the FCC to act on the problem of wireless microphones, underscoring the urgency of the problem. A copy of the letter is attached.

In accordance with Section 1.1206(b) of the Commission's Rules, 47 CFR §1.1206, this letter is being filed with your office.

Respectfully submitted,

/s/

Harold Feld
Senior Vice President

cc: Renee Crittendon
Wayne Leighton