



QUALCOMM Incorporated

2001 Pennsylvania Ave., NW ■ Suite 650 ■ Washington, DC 20006 ■ Tel: 202.263.0020

[www.qualcomm.com](http://www.qualcomm.com)

September 18, 2008

Ms. Marlene Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

**Re: Notice of Oral Ex Parte Presentation  
Regarding Docket Nos. ET 04-186 & 02-380**

Dear Ms. Dortch:

This is to report that today, I had a brief conversation with Charles Mathias of the Office of Chairman Kevin Martin concerning the above-captioned matters. During the course of the conversation, I reiterated Qualcomm's position that the Commission should license and auction the TV White Space. I referred to an August 20, 2008 report prepared by Charles L. Jackson, Dorothy Robyn, and Coleman Bazelon and entitled "Unlicensed Use of the TV White Space: Wasteful and Harmful." A copy of that report is included with this filing. I discussed the findings of that report—that there is a more than ample amount of spectrum already allocated for unlicensed; that there is no evidence that the existing unlicensed bands are congested and in fact the evidence is to the contrary; that the TV white space is poorly suited for unlicensed; and, finally, that for the provision of wide area wireless broadband services, licensed spectrum is required.

In addition, I also referred to a June 20, 2008 report prepared by Charles L. Jackson, Dorothy Robyn, and Coleman Bazelon, a copy of which is also included with this filing. That report concluded that an auction of the White Space would raise between \$9.9 billion to \$24.4 billion for the US treasury.

Respectfully submitted,

/s/ Dean R. Brenner

Dean R. Brenner  
Vice President, Government Affairs

Cc: Charles Mathias