

November 21, 2008

VIA ELECTRONIC FILING

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: *Notification of Ex Parte Presentation*
WT Docket No. 06-150, PS Docket No. 06-229

Dear Ms. Dortch:

On November 20, 2008, John Marinho and Michael McMenamain of Alcatel-Lucent, together with the undersigned, met separately with Erika Olsen, Legal Advisor to Chairman Martin, and Jeff Cohen, Senior Legal Counsel, Public Safety and Homeland Security Bureau. During the meetings, the parties discussed the early deployment proposal identified in the above-docketed proceeding, along with points raised in the attachment.

In accordance with Section 1.1206(b) of the Commission's rules, this letter is being filed electronically with your office. Please contact the undersigned if you have any questions.

Sincerely,

/s/
Adam D. Krinsky

Attachment

cc: Erika Olsen
Jeff Cohen

Alcatel-Lucent: 700 MHz Public Safety Early Deployment
WT Docket No. 06-150 • PS Docket No. 06-229

The Commission should revise its early deployment rules to harness available resources and enable broadband deployment to first responders as quickly as possible:

- Allow state and local jurisdictions to deploy public safety broadband networks as quickly as possible, provided that such networks:
 - (i) meet the technical specifications (*e.g.*, capacity, throughput, robustness) proposed in the *3d Further Notice*; and
 - (ii) are capable of migrating to the technology of choice for the future public-private network.
- Establish a fair compensation framework that relies on objective criteria to determine the value of the early deployed network to the D Block licensee.

The proposal serves the public interest:

- Addresses the urgent need to provide first responders with broadband while waiting for a shared broadband solution. Even if a D Block auction is successfully concluded soon, deployment of a state-of-the-art network is several years away.
- Allows state and local jurisdictions to advance public safety broadband without abandoning the FCC's framework for a nationwide, interoperable public-private broadband network.
- Provides a "safety-valve" enabling first responder access to broadband even in the event of auction delay, another auction without a winning bidder(s), post-auction setbacks such as protracted NSA negotiations, or buildout slated for the end of the 15-year term.

Concerns about network integration and compensation are unfounded:

- Early deployed networks can rely on existing commercial technologies available today, which can migrate to the technology of choice for the public-private network.
- The natural evolution to next-generation technology will allow many existing technology assets to be readily transferable to the public-private network (*e.g.*, tower structures, base station equipment, transport networks and IP Multimedia System).
- The compensation formula should be cost-neutral to the D Block licensee, providing reasonable compensation based on the value of the early-deployed network to the D Block licensee.