



December 1, 2008

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

Re: Commercial Mobile Alert System (CMAS) Rulemaking  
Ex Parte Presentation, PS Docket No. 07-287

Dear Ms. Dortch:

The Association of Public Television Stations (“APTS”) hereby notifies the Commission of the following *ex parte* meeting in the above captioned proceeding. On November 26, 2008, Lonna Thompson, Acting President and CEO (APTS); Jim Kutzner, Chief Engineer (PBS); and Mark Erstling, Senior Vice President for System Development and Media Strategies (CPB), met with Jean Ann Collins, Gregory Cooke, and Paul Marrangoli of the Public Safety and Homeland Security Bureau.

The participants discussed the FCC’s FNPRM on whether rules should be adopted requiring Noncommercial Education (NCE) television stations to test the equipment that they are required to install pursuant to the FCC’s order in this proceeding and the WARN Act. We discussed NCE stations’ role as part of the overall testing scheme and the possibility of automatic acknowledgements of data pass-through by NCE stations, without verification of the content. We acknowledged that best practices call for an ongoing operational testing program and we recommended that such a program be established. However, we also noted that we expect that NCE stations will not have knowledge of the message content or when the messages are broadcast, and therefore the system must have an automatic logging capability and the message owners must take responsibility for retrieving those logs. We discussed the fact that the costs of such automatic logging software and equipment for NCE stations should be included in necessary equipment costs that will be reimbursed under WARN.

Sincerely,

/s/ Lonna Thompson  
Lonna Thompson  
Acting President and CEO