

May 6, 2009



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

Re: Notice of Oral *Ex Parte* Presentation
MM Docket No. 99-325 (Digital Audio Broadcasting)
MB Docket No. 07-172 (AM station use of FM translators)

Dear Ms. Dortch:

On May 6, 2009, the undersigned of Media Access Project, met with Rick C. Chessen, Senior Legal Advisor/Media Advisor for Acting Chairman Michael J. Copps and Jamila Bess Johnson of the Media Bureau.

With respect to MM Docket No. 99-325, I reiterated the position that the Commission must deny the request for a blanket power increase. I noted that the testing failed to take into account the impact on LPFMs or the extent of self-interference to the analog signals. Additionally, I noted the adoption of digital radio is minimal and a power increase could negatively impact the large number of radio listeners that still rely on the analog signal.

With respect to MB Docket No. 07-172, I stated that Auction 83 translators should not be eligible for use by AM stations until after the Commission has resolved the issue of priority between translators and low power radio stations, as per the many open issues before the Commission in the LPFM proceeding (MM Docket No. 99-25). I also stated that AM station use of FM translators should be allowed in only limited circumstances, as was stated in comments filed in the proceeding.

Pursuant to Section 1.1206(b), 47 C.F.R. §1.1206(b) of the Commission's rules, this letter is being filed electronically with your office today.

Respectfully Submitted,

/s/

Parul P. Desai

cc: Rick C. Chessen
Jamila Bess Johnson