

July 2, 2009

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 Nos. 08-61 & 03-187

Dear Ms. Dortch:

On July 1, 2009, the undersigned, representing the Infrastructure Coalition together with Infrastructure Coalition representatives Andrea Williams and Brian Josef of CTIA – The Wireless Association®, Ann Bobeck of the National Association of Broadcasters, and Jim Goldwater, representative to the National Association of Tower Erectors, met with Jeffrey Steinberg, Jennifer Flynn, Aaron Goldschmidt, Nicole McGinnis, Jane Jackson, and Matthew Mueller of the Wireless Telecommunications Bureau (“WTB”).

During this meeting, the Infrastructure Coalition encouraged the agency to move quickly to address the United States Court of Appeals remand in *American Bird Conservancy, Inc. v. FCC*, 516 F.3d 1027 (D.C. Cir. 2008). Specifically, the Infrastructure Coalition stressed the need for the WTB (and the Commission) to prioritize the tasks before it. The Coalition urged the WTB to first turn to implementing a Public Notice procedure for Antenna Structure Registration (“ASR”) that not only would provide meaningful public involvement but also be efficient and effective so that the ASR process would continue to foster the growth of nationwide wireless networks and broadcast stations and encourage the introduction of new services. In addition, the Coalition stressed that the WTB should initiate an Environmental Assessment for the Gulf Coast

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Region and take the steps necessary to complete the Migratory Bird rulemaking.¹ Finally, the Coalition urged the WTB to contract with an impartial avian consultant to assess the state of the science surrounding avian mortality, as a first step toward filling the void of peer-reviewed data that exists in the Migratory Bird rulemaking proceeding.

In accordance with Section 1.1206(b)(2) of the Commission's rules, this letter is being filed electronically with your office.² Please contact the undersigned if you have any questions.

Sincerely,

/s/ William J. Sill

William J. Sill

cc: Jeffrey Steinberg
Jennifer Flynn
Aaron Goldschmidt
Nicole McGinnis
Jane Jackson
Matthew Mueller

¹ *Effects of Communications Towers on Migratory Birds*, WT Docket No. 03-187, Notice of Proposed Rulemaking, 21 FCC Rcd. 13241 (2006).

² See 47 C.F.R. § 1.1206(b)(2).