

December 29, 2009

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> St. SW  
Washington, DC 20554

RE: Notice of *Ex Parte* presentation in GN Docket Nos. 09-51  
09-157

Dear Ms. Dortch:

On December 24, 2009, Harold Feld, Legal Director, Public Knowledge met with Blair Levin regard to the above captioned matters. During the meeting, Mr. Feld discussed the content of the attached written *ex parte* filing and the attached report of Dr. Gregory Rose and Harold Feld on federal secondary markets. Briefly, Mr. Feld stated: (a) that the NTIA and the FCC should take steps to create federal secondary spectrum markets; (b) as indicated in the report, leasing spectrum can create greater federal revenue over time than auctions; (c) federal spectrum should be managed as single pool with dynamic assignment to federal users based on need; (d) the NTIA, with OMB, have the power to “zero base” federal spectrum assignments and require all federal agencies to reapply for spectrum allocations, an approach would create an accurate database of federal allocation and improve efficiency; (e) state and local governments should be encouraged to make spectrum available via secondary markets and more efficient management of licenses; and, (f) the FCC should facilitate a more collaborative approach between local government and industry and should resist continued industry requests for preemption.

In accordance with the Commission’s rules, a copy of this notice is being filed with your office today.

Sincerely,

\_\_\_\_\_/s/  
Harold Feld  
Legal Director  
Public Knowledge

cc: Blair Levin