

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

In the Matter of	)	
	)	
Revisions to Rules Authorizing the Operation of Low Power Auxiliary Stations in the 698- 806 MHz Band	)	WT Docket No. 08-166
	)	
Public Interest Spectrum Coalition, Petition for Rulemaking Regarding Low Power Auxiliary Stations, Including Wireless Microphones, and the Digital Television Transition	)	WT Docket No. 08-167
	)	
Amendment of Parts 15, 74 and 90 of the Commission's Rules Regarding Low Power Auxiliary Stations, Including Wireless Microphones	)	ET Docket No. 10-24
	)	

**700 MHZ FREQUENCY SHOULD EMPHASIZE PUBLIC INTEREST USAGE  
PARTICULARLY FOR UNDERSERVED AND NEW IMMIGRANT COMMUNITIES**

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## **700 MHZ FREQUENCY SHOULD EMPHASIZE PUBLIC INTEREST USAGE PARTICULARLY FOR UNDERSERVED AND NEW IMMIGRANT COMMUNITIES**

The government's role in clearing the 700 MHz frequency band is commendable and should have the strong support of both the public and corporate America if it is used primarily for the public interest as opposed to, for example, pre-teenage Twitter and MySpace usage.

Unfortunately, the FCC has not yet made clear or provided specifics as to public interest usage. Please see Mabuhay Alliance's comments filed December 21, "Asian Americans Support Increase Spectrum for Public Interest Issues." As the leader of the Hmong community, Toulou Thao sets forth:

"The Hmong community does not necessarily need more spectrum, what we need is spectrum that addresses our needs."

On a temporary basis, we support the FCC Order relating to unlicensed wireless microphone systems. However, before the FCC engages in other efforts to increase the spectrum, it should hold public hearings and develop full public support for specific public interest spectrum usage.

On behalf of the Asian American community, we are prepared to demonstrate that an almost invisible part of the spectrum is used to serve the public interest needs of new immigrant Asian Americans, and the present spectrum availability is not in any sense overloaded because of public interest usage by or on behalf of our nation's 15 million Asian Americans. (Surveys we will be conducting in 2010 will reach an estimated 2,500 Asian Americans.)

Over the next nine months, Mabuhay Alliance will be holding five Asian American broadband conferences that could in part, if the FCC wishes, explore the public interest concerns of the Asian American community, and in particular, underserved Asian American communities. The broadband conferences presently scheduled are February 19<sup>th</sup> in Washington, D.C., April 8<sup>th</sup> in Los Angeles, May 22<sup>nd</sup> in Chicago, July 24<sup>th</sup> in New York, and October 16<sup>th</sup> in San Francisco.

For the February 19<sup>th</sup> Washington, D.C. conference, Google, AT&T and Verizon have agreed to be major participants as well as many corporations concerned about Asian American issues. This includes banks, First American Title and MoneyGram. Mabuhay Alliance has also invited senior staff of the FCC, the FTC and the FDIC to participate.

As set forth in our December 21<sup>st</sup> filing, "Our organization supports Chairman Genachowski's desire to increase spectrum for broadband. We are not clear, however, whether the essential need is to double or triple it or to increase it as much as thirty-fold. For example, since this data shows that text messages monthly went from 48 billion to 110 billion from December 2007 to December 2008, this more than doubling indicates that approximately 1.3 trillion text messages were made annually in 2008.<sup>1</sup> A doubling every five years would mean that 45 to 50 trillion text messages could be sent annually by 2014. In contrast to the proliferation of text messages, use of

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<sup>1</sup> 2010 Statistical Abstract of the United States.

first-class mailing declined by five percent from 2007 to 2008. There are only 91 billion first-class mailings in 2008 versus 1.3 trillion text messages.”

To advance these goals, we therefore urge the creation of a Public Interest Advisory Committee and will volunteer to ensure active Asian American participation.<sup>2</sup>

Respectfully submitted,

/s/ Faith Bautista  
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President and CEO

/s/ Mia Martinez  
Mia Martinez  
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/s/ Robert Gnaizda  
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Of Counsel

Dated: January 20, 2010

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<sup>2</sup> To ensure greater expertise and stronger working relationships with public interest groups, we will be opening our D.C. office on February 15<sup>th</sup>. Our focus will be on FCC, FTC, Department of Justice antitrust issues and federal banking regulatory issues as they impact the growing and diverse Asian American communities.