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March 10, 2010

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 - 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

Ex Parte

Re: Notice of Ex Parte Presentation, A National Broadband Plan for Our Future, GN Docket No. 09-51; In the Matter of Implementation of Section 224 of the Act; Amendment of the Commission's Rules and Policies Governing Pole Attachments, WC Docket No. 07-245, RM-11293 and RM-11303; and Petition for Declaratory Ruling That the Telecommunication Rate Applies to Cable System Pole Attachments Used to Provide Interconnected Voice over Internet Protocol Service, WC Docket No. 09-154.

Dear Ms. Dortch:

This is to notify you pursuant to Section 1.1206 of the Commission's Rules that Bill Moroney, Mike Oldak and the undersigned from the Utilities Telecom Council (UTC) met yesterday with Bruce Gottlieb and David Goldman from the Office of Chairman Genachowski, James Schlichting from the Wireless Telecommunications Bureau, David Furth and Jeff Goldthorp from the Public Safety and Homeland Security Bureau, and Julius Knapp and Ira Keltz from the Office of Engineering and Technology.

During the meeting, UTC explained its concerns with the public disclosure of information about the frequencies that utilities and other critical infrastructure industries use to support mission-critical delivery systems. UTC provided additional information related to those concerns, including a letter from the U.S. Department of Commerce, which explains similar concerns about the public disclosure of information that would be required under the Radio Spectrum Inventory Act (HR3125), currently pending in Congress. That additional information is attached. UTC also distributed an attached presentation, which also discuss issues related to the National Broadband Plan, including spectrum for smart grid and pole attachments. The substance of the presentation was consistent with the comments filed by UTC on the record in the above-referenced proceedings.

If there are any questions concerning this matter, please let me know.

Very truly yours,

*Brett Kilbourne*

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cc: FCC Participants