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August 25, 2010

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

Re: TV White Spaces  
ET Docket Nos. 04-186 and 02-380

Dear Ms. Dortch:

My company, NewWays Networking, LLC, provides fixed wireless broadband service in Wayne County, Indiana. We rely primarily on unlicensed spectrum to deliver broadband services to consumers that have no or few broadband choices. We built our network from scratch using devices authorized under Part 15 rules the FCC adopted to open up 900 MHz, 2.4 GHz and 5 GHz spectrum for unlicensed broadband devices. Thanks to the Commission's initiatives, consumers in our area can now get broadband service. Most of the small towns are located in the river valley, so hills and trees surround them, making it very difficult to get service from a single site.

NewWays is very interested in utilizing television white spaces so that we can both expand and improve the service we offer. The new/additional frequencies would allow us to serve more families with less infrastructure, thus reducing the time and cost for us to build out to them. We are committed to deploying as soon as equipment for point-to-multipoint service is commercially available.

I am pleased that the FCC will be acting on TV white space petitions for reconsideration in the near future. There are several proposals that would help us to deploy service:

First, the FCC should allow WISPs to operate using base station antennas mounted at whatever height on the supporting structure we can to give the best coverage from the equipment. In addition, we should be allowed to install customer antennas (CPE) at whatever height works best for signal and aesthetics, including directly on the residence or business structure. If we could increase our base station antenna height to 200 feet, we could cover several times more area with a base station and reduce our equipment, tower acquisition and tower lease fees by a large amount – an amount that could be the difference between deploying or not deploying in an area. We support the WISPA and Motorola proposals to increase base station height. By removing any minimum CPE height restrictions, we would not have to put tall masts on residences and we would be able to provide service at a lower cost.

Second, we believe we should be allowed to operate with power in excess of 4 Watts EIRP in rural areas. As is the case with tower height, operating with higher power will give us a greater coverage area and we will not need to spend as much money on infrastructure.

Third, we are very concerned about a proposal made by FiberTower and others to license white space spectrum for point-to-point wireless backhaul. Not only would adopting this proposal take six channels (36 MHz) and perhaps more channels away from us, but WISPs also would have to protect these licensed links. Moreover, channels and areas far beyond the links would be blocked because the signals from the licensed links would overshoot the path and the endpoints. This is due to the low-coast, low-gain antennas FiberTower wants to use. We also would not deploy if a licensed point-to-point user could come along later and put us out of business with a licensed link. We support the views expressed by WISPA in their September 8 letter and ask the FCC to reject the FiberTower proposal.

NewWays is looking forward to the ruling by the Commission that will allow us get broadband to more people in less time and at lower cost than we can now.

Sincerely,

Scott Reed  
Owner/Manager  
NewWays Networking, LLC