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February 18, 2010

VIA ELECTRONIC FILING

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: *Ex Parte* Notice

GN Docket No. 09-51, WT Docket No. 06-150, PS Docket No. 06-229, DA-10-592, WT Docket No. 07-293, IB Docket No. 95-91, RM No. 11592, WT Docket No. 07-195, WT Docket No. 04-356, ET Docket No. 10-142; ET Docket No. 10-237; RM No. 11498; RM No. 11592

Dear Ms. Dortch:

On Thursday, February 17, 2011, Patrick Sullivan, Telecommunications Industry Association (TIA); Michael McMenamin, Alcatel-Lucent; Jeffrey Marks, Alcatel-Lucent; Mark Racek, Ericsson; Michael Paroby, EADS, and Evan Morris, Harris Corporation, met with Louis Peraertz, Legal Advisor, Wireless, International, and Public Safety Advisor, Office of Commissioner Mignon Clyburn.

During this meeting, TIA communicated support for the Commission's plan to free 500 MHz of spectrum for mobile broadband use. TIA noted that technology advancements alone will not meet expected demands for spectrum; purely voluntary incentive auctions could free up spectrum for valuable advanced wireless services, allow incumbents to gain access to additional capital to develop their own business models, and provide revenue to the Treasury. TIA noted that, as spectrum reallocation can be a lengthy process, TIA believes that the Commission should be given the ability to conduct voluntary auctions by Congress as soon as possible.

TIA further noted its opposition to the proposal from the Rural Telecommunications Group (RTG) to resurrect the use of spectrum caps. Because carriers must aggregate spectrum to make the most efficient use of this highly valued real estate, it still remains unclear as to how the American public would benefit from placing limitations on the ability of carriers to meet demand. Therefore, TIA renewed its objection to the proposal from RTG.

TIA also discussed how spectrum sharing is an important vehicle to increase spectrum access as long as several key principles underlie sharing rules. Protection of primary licensees from interference, avoiding overbroad “one size fits all” regulations that ignore band-specific conditions, and having flexibility in the implementation of new spectrum sharing technologies into regulatory policies were all stressed as critical guidelines.

It was also stressed by TIA that the petition requesting that devices be required to be capable of operating in all areas of the 700 MHz band ignores technological and marketplace realities and will hinder innovation.

TIA discussed how the use of the public safety interoperable broadband networks services by utilities will further the protection of life, health and property. TIA noted that a broad range of authority supports the Commission allowing the use of the 700 MHz public safety network on a secondary basis by any services, including critical infrastructure and emergency support, and encouraged the Commission to consider such an allowance.

TIA also encouraged the Commission to include the ICT vendor community should another round of selections for the Emergency Response Interoperability Center (ERIC) Public Safety Advisory Committee (PSAC) occur. TIA’s nominee will be able to draw from the expertise of TIA members who develop cutting-edge mission critical technologies.

Pursuant to Section 1.1206 of the Commission's Rules, 47 C.F.R. § 1.1206, a copy of this submission is being provided to the meeting attendees. Please contact the undersigned with any questions in connection with this filing.

Respectfully submitted,

/s/ Patrick Sullivan

Patrick Sullivan

cc: Louis Peraertz