

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Unlicensed Operation in the TV Broadcast Bands)	ET Docket No. 04-186
)	
Additional Spectrum for Unlicensed Devices)	ET Docket No. 02-380
Below 900 MHz and in the 3 GHz Band)	

To: The Commission

OPPOSITION TO PETITION FOR RECONSIDERATION

The Wireless Internet Service Providers Association, by counsel and pursuant to Section 1.429 of the Commission's Rules, hereby opposes the Petition for Partial Reconsideration filed by Cellular South, Inc. ("Cellular South") in this proceeding.¹

Cellular South asks the Commission to take two measures to protect Lower 700 MHz Block A ("Block A") licensees from potential interference from fixed white space operations on TV Channel 51. First, Cellular South requests that Block A licensees be allowed to register their base stations in the TV white space databases.² Second, Cellular South argues that fixed operations be prohibited on Channel 51.

WISPA is certainly sensitive to the potential for interference to Block A licensees, but submits that Cellular South's proposal is overly restrictive. Rather than make database registration by Block A licensees voluntary, as Cellular South appears to suggest, the Commission should make such registration mandatory. With mandatory database registration, there would be no need for the Commission to impose an across-the-board prohibition on fixed white space deployments on Channel 51. Indeed, database

¹ *Second Memorandum Opinion and Order*, ET Docket Nos. 04-186 and 02-380, FCC 10-174 (rel. Sept. 23, 2010) ("*Order*").

² *See* Petition at 3.

registration and adjacent-channel protection rules would be consistent with Cellular South's desire for protection "equivalent" to that afforded to TV band receivers.³ But its proposal to allow Block A licensees to register and an outright ban on Channel 51 white space use is not "equivalent protection" but rather an overly restrictive form of protection that exceeds that afforded to TV stations.

WISPA understands that adoption of its counterproposal would preclude fixed white space deployments in some parts of the country where Block A licensees would receive protection through database registration and adjacent-channel protection rules. WISPA believes that mandatory base station registration and the resulting protection to Block A operations would be effective and would be less restrictive than an outright nationwide ban on Channel 51 use by fixed white space devices.

Respectfully submitted,

February 24, 2011

**WIRELESS INTERNET SERVICE
PROVIDERS ASSOCIATION**

By: */s/ Elizabeth Bowles, President*
/s/ Jack Unger, Chair of FCC Committee

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³ *Id.* at 6.