

April 5, 2011

Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

Re: *Amendment of Part 27 of the Commission's Rules to Govern the Operation of Wireless Communications Services in the 2.3 GHz Band* (WT Docket No. 07-293) and *Establishment of Rules and Policies for the Digital Audio Radio Satellite Service in the 2310-2360 MHz Frequency Band* (IB Docket No. 95-91) NOTICE OF ORAL EX PARTE PRESENTATION

Dear Ms. Dortch:

I am writing pursuant to Section 1.1206(b)(2) of the Commission's Rules to notify the Commission that earlier today Jennifer McCarthy of NextWave Broadband, Inc., Monish Kundra of Columbia Capital and the undersigned met on behalf of the WCS Coalition with Ruth Milkman, Michael McKenzie, Tom Peters, Linda Chang, Paul Moon, Roger Noel and Moslem Sawez of the Wireless Telecommunications Bureau (the latter two participating telephonically) to discuss outstanding issues before the Commission on reconsideration of the *Report and Order and Second Report and Order* in the above-referenced proceedings.

During the meeting the WCS Coalition updated the staff regarding the Wireless Communications Service ("WCS") community's request for reconsideration and extension of the newly-adopted performance deadlines for WCS licensees. The participants in the meeting discussed how the "one-off" nature of the U.S. 2.3 GHz band technical rules have led equipment manufacturers to focus their current efforts on large, developing markets such as China and India, where Long Term Evolution ("LTE") technology is being deployed in the 2.3 GHz band without the challenging technical requirements imposed on U.S. licensees. In addition, they discussed the diminishing interest among vendors in developing WiMAX mobile products for the 2.3 GHz band as a result of the emerging dominance of LTE in the band. Thus, the WCS Coalition advised the Bureau that while they believe mobile equipment will become available for use in the 2.3 GHz band in the U.S., mobile equipment availability is not imminent. In addition, the WCS Coalition reiterated the positions it has previously presented to the Commission on reconsideration regarding the need to revise the WCS duty cycle to accommodate LTE, and the benefits that will be achieved by elimination or modification of the ban on outdoor antennas.

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Pursuant to Sections 1.1206(b)(2) and 1.49(f) of the Commission's Rules, this letter is being filed electronically with the Commission via the Electronic Comment Filing System. Should you have any questions regarding this presentation, please contact the undersigned.

Respectfully submitted,

/s/ Paul J. Sinderbrand

Paul J. Sinderbrand

Counsel to the WCS Coalition

cc: Ruth Milkman
Michael McKenzie
Tom Peters
Roger Noel
Linda Chang
Paul Moon
Moslem Sawez