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August 10, 2011

Ms. Marlene S. Dortch
Secretary
Federal Communications Commission
445 12th Street S.W.
Room 2-B450
Washington DC 20554

Re: **WT Docket No. 07-293; ID Docket No. 95-91;**
GEN Docket No. 90-357; RM-8610 Ex Parte Notice

Dear Ms. Dortch:

This is to advise that on August 9 representatives of the Aerospace and Flight Test Radio Coordinating Council ("AFTRCC") met with Commission staff concerning issues raised on reconsideration in the above-referenced proceedings.

The AFTRCC representatives in attendance were as follows: Mark Ehudin, Director, Government Affairs, Textron Inc.; Bruce Olcott, counsel for The Boeing Company; Giselle Creaser, Lockheed Martin Corporation; Daniel Jablonski, Ph.D., Johns Hopkins University Applied Physics Lab; and the undersigned. In addition, Daniel Hankins, Cessna Aircraft Company and AFTRCC Chair; Joseph Cramer, The Boeing Company; and Chip Yorkgitis, Kelley Drye & Warren, LLP, counsel for Raytheon Company, attended by phone. Commission staff members in attendance are listed below.

The AFTRCC representatives urged that the reference in Rule 27.73 to coordination of WCS deployments with AFTRCC as being "necessary to protect AMT receive systems consistent with ITU-R Recommendation M.1459," should not be changed. AFTRCC observed that the pending MBANS settlement was a perfect illustration of the flexibility that AFTRCC had promised the Commission it would exercise in carrying out WCS coordinations. AFTRCC further noted that the Recommendation contained the internationally-recognized pfd values for the protection of AMT facilities and that, where local conditions differed from the antenna characteristics assumed in the Recommendation, the characteristics of the specific antennas would be used to derive values in line with the Recommendation.

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AFTRCC was pleased to report that it had completed a successful coordination of a WCS licensee under the new Rules, and that it had received only one such request since the Commission adopted the Report and Order in May of 2010.

AFTRCC further urged that it was increasingly apparent that the WCS Coalition was seeking to appropriate for itself the right to second-guess the level of protection required for flight test missions. AFTRCC emphasized that any such notion was totally unacceptable to the aeronautical telemetry community, and contrary to the spirit of cooperation which should govern the WCS coordination process.

For all of these reasons, and those stated in its prior filings, AFTRCC urged that, if any change to Rule 27.73 were to be even considered, it be limited to possible addition of the phrase “good engineering practices” (i.e., “consistent with ITU-R Recommendation M.1459 and good engineering practices”). Such an addition would harmonize any possible tension between the text of the Report and Order (which enjoins coordinating parties to use “accepted engineer[ing] practices”¹), and the text of the Rule.

A copy of this ex parte statement is being submitted for the docket via ECFS.

Sincerely,



William K. Keane
Counsel for AFTRCC

cc: Julius Knapp
Ronald Repasi
Bruce Romano
Patrick Forster
John Kennedy
Linda Chang
Paul Moon
Moslem Sawez

¹ *Report and Order* in WT Docket No. 07-293, FCC 10-82, at para. 184.