

February 2, 2012

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

Re: Notice of *Ex Parte* Presentation  
MM Docket No. 99-25 (In the Matter of Creation of a Low Power Radio Service)

Dear Ms. Dortch:

This notice is submitted in compliance with Section 1.1206(b) of the Commission's Rules.

On Tuesday, January 31, 2012 and Thursday, February 2, 2012, Brandy Doyle of Prometheus Radio Project spoke with Dave Grimaldi, Chief of Staff and Media Legal Advisor to Commissioner Mignon Clyburn to discuss issues in the above-captioned docket.

In a phone conversation on Tuesday, January 31, Ms. Doyle shared a brief history of the LPFM service, explaining the regulatory and legislative hurdles involved in the service's creation and development. Ms. Doyle described how the restrictions placed on LPFM stations have put them on unequal footing with translators and other services, and discussed how the history of the service has demonstrated that these restrictions are not necessary. She discussed the rulemaking that led to the first LPFM application window in 2000, the Radio Broadcast Preservation Act, the 2003 MITRE study of LPFM and interference, the 2003 auction for FM translators, and the subsequent 2005 freeze of that auction. She discussed the issues addressed by the Local Community Radio Act and in the July 2011 Notice of Proposed Rulemaking.

In a subsequent conversation on February 2, Ms. Doyle discussed the issues at stake in the current LPFM rulemaking. She discussed Prometheus' support for the market-based translator processing plan, which would ensure frequencies for LPFM stations in populated areas and thus comply with the directives of the Local Community Radio Act. She noted the importance of both national and market caps on translator applications to ensure localism and diversity in local communities.

In regard to a future LPFM filing window, Ms. Doyle discussed the need for LPFM applicants to have ample notice to prepare for a filing window after the conclusion of the rulemaking process, and raised the benefits of multiple filing windows. Multiple filing windows would allow allocations engineers to serve more applicants with engineering showings than would a single national filing window. She also discussed the benefits of a local programming requirement for new LPFM stations. Such a requirement would ensure that scarce licenses would go to those groups best able to serve local communities.

Respectfully submitted,

/s/ Brandy Doyle

cc: Dave Grimaldi