

**Jordi Graells**, President  
**Patrick D. Jones**, Executive Director & CEO

Filed Electronically Via ECFS

Thursday, April 05, 2012

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, D.C. 20554

Re: Request by Progeny LMS, LLC for Waiver of Certain Multilateration  
and Monitoring Service Rules - WC Docket No. 11-49

Dear Ms. Dortch:

The International Bridge, Tunnel and Turnpike Association (IBTTA), a worldwide membership organization founded in 1932 consisting of 250 toll operators in 23 countries. We are contacting you today on behalf of our 64 U.S. toll agencies members in 27 states, and our associate members who are service and product suppliers to the industry.

We would like to associate ourselves with submissions offered by Kapsch TrafficCom IVHS Inc., and the Ez-Pass Group, expressing concerns for potential interference from the Progeny service with other Non-Multilateration Location and Monitoring Service (NM-MLS) users in the 902 to 928 MHz band.

Our members provide transportation services across the nation (list attached), encompassing over 5,000 miles of roadway, servicing millions of customers on a daily basis and generating more than \$7 billion annually for the operation, preservation and improvement of their facilities. Our members have more than 30 million customers using Electronic Toll Collection (ETC) to speed their travel and provide safer driving environments, using devices operating at the 915 MHz frequency.

We concur with prior statements noting the FCC's stated intent that in granting waivers that there remains a requirement that Progeny demonstrate that its M-LMS system will not cause unacceptable levels of interference to Part 15 devices operating in the 902-928 MHz band. As co-equals NM-LMS users of same bandwidth we are concerned that appears to be little recognition both of the scale of our industry's use of this bandwidth and the serious implications to our business should interference occur.

We are unaware of any efforts on the part of Progeny to communicate with any toll operators to determine whether there could be interference between Progeny's mobile or base devices and the facilities already established and in use by our toll agency members. As a result, we believe the proposed scope of the Progeny proposal and study has not adequately addressed the potential of interference with ETC systems.

We would ask that any FCC decisions on allowing Progeny to operate mobile radio transmitters and high powered base stations actions also specify that toll agencies need assurance that their ETC services will not be interfered with.

If you have any questions or need further information, please contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Neil Gray". The signature is stylized with a large, looped "N" and a cursive "G".

Neil Gray  
Director of Government Affairs

## **IBTTA Members - US Toll Agency Operators**

Alamo Regional Mobility Authority  
Autopistas de Puerto Rico y Compañía S.E.  
Bay Area Toll Authority, Metropolitan Transportation Commission  
Burlington County Bridge Commission  
Central Texas Regional Mobility Authority  
Chesapeake Bay Bridge-Tunnel District  
Chesapeake Expressway  
Cintra  
Colorado Department of Transportation  
Delaware Department of Transportation  
Delaware River & Bay Authority  
Delaware River Joint Toll Bridge Commission  
Dulles Greenway (TRIP II)  
E-470 Public Highway Authority  
Florida's Turnpike Enterprise  
Fredericksburg Metropolitan Planning Organization  
Genesee County Road Commission  
Georgia Department of Transportation  
Golden Gate Bridge, Highway & Transportation District  
Hidalgo County Regional Mobility Authority  
Illinois Tollway  
International Bridge, Tunnel and Turnpike Association  
ITR Concession Company LLC  
Jacksonville Transportation Authority  
Jefferson Parkway Public Highway Authority  
Kansas Turnpike Authority  
Knik Arm Bridge and Toll Authority  
Lee County Toll Facilities  
Louisiana Department of Transportation & Development  
Maine Turnpike Authority  
Maryland Transportation Authority  
Massachusetts Department of Transportation  
Metropolitan Washington Airports Authority  
Miami-Dade Expressway Authority  
Michigan Department of Transportation  
MTA Bridges and Tunnels  
New Hampshire Department of Transportation - Bureau of Turnpikes  
New Jersey Turnpike Authority  
New York State Bridge Authority  
New York State Thruway Authority  
North Carolina Department of Transportation, Turnpike Authority  
North Texas Tollway Authority  
Northwest Parkway LLC  
Ohio Turnpike Commission  
Oklahoma Turnpike Authority  
Orange County Transportation Authority  
Orlando-Orange County Expressway Authority  
Osceola Parkway Toll Road  
Pennsylvania Turnpike Commission  
Rhode Island Turnpike and Bridge Authority  
Richmond Metropolitan Authority  
Riverside County Transportation Commission  
San Diego Association of Governments  
South Bay Expressway  
South Jersey Transportation Authority  
State Road & Tollway Authority  
Tampa-Hillsborough Expressway Authority  
Texas DOT, Texas Turnpike Authority Division  
The Port Authority of New York & New Jersey  
Thousand Islands Bridge Authority  
Transportation Corridor Agencies  
Transurban  
Virginia Department of Transportation  
Washington State Department of Transportation  
West Virginia Parkways Authority