

June 14, 2012

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th St. SW
Washington, DC 20554

RE: Notice of *Ex Parte* presentation in: WT Docket No. 10-4

Dear Ms. Dortch:

On June 12, 2012, Harold Feld, Public Knowledge (PK), and Michael Calabrese, Open Technology Institute/New America Foundation (OTI), met with John Leibovitz, Wireless Bureau, with regard to the above captioned proceeding and discussed the following:

1. Clarifying that consumers may legally purchase wireless boosters that work with any carrier network would have significant public interest benefits.
2. Given the general consensus around technical rules to avoid interference, there is no reason for network operators to require any form of registration. If registration is required, carriers should not be permitted to deny permission to operate, and should only be allowed to deactivate/demand deactivation in the event of harmful interference traceable to the specific booster.

PK/OTI noted that a significant reason for the lack of widespread adoption for femtocells has been the insistence by carriers on maintaining control to thwart interoperability across networks and seeking to turn a device that makes their network operate more efficiently into a revenue center. As a result, home Wi-Fi has effectively displaced femtocells as the residential solution for data offload. Carrier efforts to replicate the same mistake with regard to boosters – insisting on carrier specific models and trying to charge subscription fees instead of regarding this as an opportunity to shift build-out cost to end users – would likewise undermine the nascent market for boosters.

Finally, PK/OTI observed that regardless of whether the Commission certifies boosters as licensed by rule, or simply pursuant to Part 20, authority to require carriers to permit interoperability as discussed above remains unchanged. The Commission has more than adequate authority pursuant to its Title II and Title III authority to require licensees to permit subscribers to use any booster which complies with the proposed technical “safe harbor” rules.

In accordance with the FCC's *ex parte* rules, this document is being electronically filed in the above-referenced dockets today.

Sincerely,

/s/

Harold Feld
Legal Director
Public Knowledge

CC: John Leibovitz