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August 28, 2012

**VIA ECFS**

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th 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, Establishment of Rules and Policies for the Digital Audio Radio Satellite Service in the 2310-2360 MHz Frequency Band, IB Docket No. 95-91***  
**WRITTEN EX PARTE PRESENTATION**

Dear Ms. Dortch:

On June 21, 2012, AFTRCC filed an ex parte letter in this proceeding regarding Rule 27.73 and the use of the upper WCS bands. In particular, AFTRCC requested: (i) the retention of the current language in Rule 27.73 with respect to Recommendation ITU-R M.1459; (ii) that the upper bands of WCS not be used for mobile or portable devices; and (iii) that fixed stations be included together with base stations in the coordination obligations in Rule 27.73. AT&T supports each of these requests.

In the ex parte filed jointly by AT&T and Sirius in this docket on June 15, 2012,(the “Joint Proposal”) the parties proposed to allow base station (downlink) operations in both the upper and lower portions of the WCS band, but did not propose to permit the use of mobile or portables in the upper WCS bands. AFTRCC authorized AT&T to report in a June 18, 2012 ex parte letter that this addressed AFTRCC’s concerns with respect to the Joint Proposal in that regard.

In their Joint Proposal, AT&T and Sirius proposed no changes to Rule 27.73 with respect to Recommendation ITU-R M.1459, which also is consistent with AFTRCC’s request with respect to Recommendation ITU-R M. 1459. In addition, AT&T does not object to AFTRCC’s request in its ex parte to amend Rule 27.73 to include fixed as well as base stations in the coordination regime.

In accordance with Commission rules, this letter is being filed electronically with your office for inclusion in the public record.

Sincerely,

A handwritten signature in black ink, consisting of a stylized 'J' and 'M' followed by a horizontal line extending to the right.

Joan Marsh

cc: Rick Kaplan  
Ruth Milkman  
Tom Peters  
Julius Knapp  
Ron Repasi