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August 6, 2013

EX PARTE PRESENTATION

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

Re: Ex Parte Presentation in GN Docket No. 12-268, *Expanding the Economic and Innovation Opportunities of Spectrum through Incentive Auctions*; WT Docket No. 12-357, *Service Rules for the Advanced Wireless Services H Block—Implementing Section 6401 of the Middle Class Tax Relief and Job Creation Act of 2012 Related to the 1915-1920 MHz and 1995-2000 MHz Bands*; GN Docket No. 13-185, *Amendment of the Commission’s Rules with Regard to Commercial Operations in the 1695-1710 MHz, 1755-1780 MHz, and 2155-2180 MHz Bands*

Dear Ms. Dortch:

Pursuant to Section 1.1206 of the Commission’s rules, 47 C.F.R. § 1.1206, DISH Network Corporation (“DISH”) submits this letter summarizing a telephone call on Friday August 2, 2013 with Commissioner Jessica Rosenworcel and David Goldman, Senior Legal Advisor to Commissioner Rosenworcel. Present on behalf of DISH were Charlie Ergen, Chairman; Thomas Cullen, Executive Vice President; Stanton Dodge, Executive Vice President and General Counsel; Jeffrey Blum, Senior Vice President and Deputy General Counsel; and Alison Minea, Director and Senior Counsel.

During the call, DISH reiterated its ongoing desire to enter the wireless market, including potential plans to efficiently deploy its AWS-4 spectrum. With regard to the various spectrum proceedings currently pending at the Commission, DISH explained that it supports taking a holistic approach to the upcoming spectrum auctions – including the auction of the H Block, 600 MHz spectrum, and AWS-3 bands. DISH discussed its desire to work with the Commission to determine the best ways to optimize this spectrum, as well as AWS-4. DISH shares the Commission’s goals of freeing up as much spectrum for auction as possible, maximizing revenue for FirstNet and the United States Treasury, and ensuring spectrum is efficiently utilized. However, given the current regulatory requirements for H Block and AWS-4, we conveyed that it is unlikely DISH will choose to meaningfully participate in the upcoming auction of the H Block. In addition, DISH explained that the Commission’s recent proposal to designate the lower J Block (2020-2025 MHz) for uplink use would make future J Block operations vulnerable

to significant interference from adjacent Federal government and Broadcast Auxiliary Service (“BAS”) users above 2025 MHz.¹

Respectfully submitted,

/s/ Jeffrey H. Blum

Jeffrey H. Blum

cc: Jessica Rosenworcel
David Goldman

¹ See Amendment of the Commission’s Rules with Regard to Commercial Operations in the 1695-1710 MHz, 1755-1780 MHz, and 2155-2180 MHz Bands, *Notice of Proposed Rulemaking*, GN Docket No. 13-185, FCC 13-102, ¶ 35 (rel. July 23, 2013). See also Letter from Jeffrey H. Blum, DISH Network, to Marlene H. Dortch, Secretary, FCC, WT Docket Nos. 12-70 and 04-356; ET Docket No. 10-142, Attachment: S Band Interference from 2025-2110 MHz (Sept. 17, 2012).