

March 20, 2014

Ex Parte

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

Re: Revision of Part 15 of the Commission's Rules to Permit Unlicensed National Information Infrastructure (U-NII) Devices in the 5 GHz Band, ET Docket No. 13-49

Dear Ms. Dortch:

On behalf of the National Cable & Telecommunications Association (“NCTA”), I spoke separately via telephone with the following individuals regarding the above-referenced proceeding: David Goldman, Senior Legal Advisor to Commissioner Rosenworcel (on March 17, 2014); Renee Gregory, Legal Advisor to Chairman Wheeler, and Mark Settle, Chief of the Office of Engineering and Technology Policy and Rules Division (on March 18, 2014); Erin McGrath, Legal Advisor to Commissioner O’Rielly, Julius Knapp, Chief of the Office of Engineering and Technology, and Rashmi Doshi, Chief of Office of Engineering and Technology Laboratory Division (on March 19, 2014); Brendan Carr, Legal Advisor to Commissioner Pai, and Mr. Settle (on March 20, 2014).

During these meetings, the parties discussed NCTA’s March 4, 2014 *ex parte* letter in which it suggested that the FCC could allow 1 Watt outdoor access points to operate in the U-NII-1 band with an antenna restriction and 250 milliwatt devices to operate without an antenna restriction.¹ We also discussed the need to establish an administratively reasonable system for companies to use existing U-NII-3 devices in U-NII-1, through either a grandfathering or waiver approach. In addition, we discussed the need to allow existing U-NII-3 devices to continue to operate under current rules if the FCC decides to adopt different technical rules for this band. I also stated that, if the FCC decides to create a notification system for outdoor U-NII-1 access points, this system should be a one-time, administratively simple notification to OET and not require companies to disclose any propriety information. Finally, I explained that the FCC should not predetermine a specific numeric value that would represent harmful interference in the U-NII-1 band.

¹ Letter from Rick Chessen, Senior Vice President, Law & Regulatory Policy, National Cable & Telecommunications Association to Julius Knapp, Chief, Office of Engineering and Technology, FCC, ET Docket No. 13-49 (filed Mar. 4, 2014).

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Pursuant to the Commission's rules, a copy of this notice is being filed electronically in the above-referenced proceeding. If you require any additional information please contact the undersigned.

Sincerely,

/s/ Paul Margie

Paul Margie
Counsel for NCTA

cc: meeting participants