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April 23, 2014

Via Electronic Filing

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, S.W.
Washington, D.C. 20554

Re: WT Docket No. 06-150, WP Docket No. 07-100, PS Docket Nos. 06-229, 13-229
Ex Parte Notice

Dear Ms. Dortch:

On April 22, 2014, Zenji Nakazawa and Tom Eng of the Public Safety and Homeland Security Bureau spoke at the Spring Meeting of the Telecommunications Subcommittee of the American Petroleum Institute (“API”), which was attended by various representatives from API member companies, James Crandall of API, and the undersigned as counsel. During the meeting, API’s comments in the above-captioned docketed proceedings regarding the 4.9 GHz band and the use of Vehicular Repeater Units (“VRUs”) in the 173 MHz band were discussed.

Regarding the 4.9 GHz band, API members stated that they generally supported the 4.9 GHz National Plan Recommendations Final Report submitted by the National Public Safety Telecommunications Council (“NPSTC”). Consistent with its comments in the proceeding, API believes Business/Industrial coordinators should be authorized to coordinate 4.9 GHz band channels applied for by Business/Industrial users.

Regarding VRUs, API reiterated the position reflected in its comments that the Commission should not permit, by regular licensing, the operation of VRUs on the 173.2375, 173.2625, 173.2875, 173.3125, 173.3375, and 173.3625 MHz telemetry channels. Mobile voice operation is incompatible with the telemetry equipment currently deployed in the band. API recommended that applications seeking to operate VRUs continue to be reviewed on a case-by-case basis through the waiver process and that Public Safety consider using frequencies currently authorized for voice use instead of telemetry channels. API also suggested that the FCC relax outdated licensing rules for the 173 MHz band “splinter channels” to permit the operation of 12.5 kHz fixed data radios.

Writer’s Direct Access

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Pursuant to Section 1.1206(b) of the Commission's Rules, 47 C.F.R. § 1.1206(b), a copy of this letter is being filed electronically for inclusion in the public record of this proceeding. Please contact me if you have any questions.

Sincerely,

/s/

Greg Kunkle

cc: Zenji Nakazawa
Tom Eng