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March 5, 2012

VIA ELECTRONIC FILING

Marlene H. Dortch, Secretary Federal Communications Commission 445 Twelfth Street, S.W. Washington, DC 20554

> Re: WT Docket No. 05-62

> > WT Docket No. 02-55

RM-11572

WP Docket No. 07-100 WT Docket No. 11-69 WT Docket No. 99-87 WT Docket No. 10-4

Ex Parte Presentation

Dear Ms. Dortch:

On March 2, 2012, Mark E. Crosby, President and CEO, Enterprise Wireless Alliance ("EWA") and undersigned counsel for EWA, met with the staff of the Public Safety and Homeland Security Bureau and the Wireless Telecommunications Bureau listed below. The parties discussed the following FCC proceedings:

WT Docket No. 05-62/WT Docket No. 02-55: EWA urged the FCC to act on the Joint Petition for Clarification or, In the Alternative, for Limited Reconsideration filed on December 17, 2008, by EWA and Sprint Nextel Corporation. EWA explained that the freeze is no longer necessary, as Sprint has determined that it does not need additional 900 MHz spectrum to meet its 800 MHz rebanding obligations. EWA also emphasized the hardship imposed on Industrial/Business licensees that are required to operate pursuant to Special Temporary

Marlene H. Dortch March 5, 2012 Page 2

Authorizations that must be renewed every six months and that do not provide the certainty most organizations require before investing in costly equipment.

- **RM-11572**: EWA requested the FCC to adopt a Notice of Proposed Rulemaking in response to EWA's Petition for Rulemaking proposing rule modifications that would permit the licensing of interstitial, full-power, 12.5 kHz channels in the 800 MHz band. EWA noted that the record in response to the FCC's request for comment on the Petition confirmed broad land mobile support for the proposed rule change, which would provide additional opportunities for deployment of digital systems in this band.
- WP Docket No. 07-100: EWA noted that an increasing number of systems operating on Part 90 spectrum are converting from analog to digital technology and that the current rules do not provide for station identification using digital emissions. EWA urged the FCC to address this issue promptly, consistent with the record in this proceeding, including the Request for Temporary Waiver of Section 90.425 filed by Kenwood USA Corporation.
- **WT Docket No. 11-69**: EWA asked the FCC to act on EWA's pending Request that the FCC clarify both that applications to convert to TETRA technology are subject to all applicable Part 90 frequency coordination requirements and that TETRA systems can be deployed only on exclusive channels.
- **WT Docket No. 99-87:** EWA requested clarification about the treatment of licenses that have not satisfied their narrowband requirements as of January 1, 2013, including how they are to be considered for purposes of coordinating applications for properly licensed systems.
- **WT Docket No. 10-4:** EWA discussed the use of signal boosters under FCC Rule Section 90.219.
- PSCC Letter Regarding Coordination of Public Safety VHF TDMA Applications: EWA discussed the recent Public Safety Communications Council ("PSCC") letter advising the FCC that, beginning February 6, 2012, and for a period of no more than 90 calendar days, the frequency advisory committees that comprise the PSCC would limit recommendations for fixed stations seeking VHF channels for use in a TDMA system to no more than 10 ERP. EWA advised that it already had been contacted by public safety applicants about the possibility of securing coordination at higher power levels on Industrial/Business channels.
- H.R. 3630: EWA expressed concern about the potential impact of Section 6103 on industrial, business, and commercial licensees operating on T-band spectrum identified in Section 90.303 of the FCC Rules, even though the legislation calls for auctioning only spectrum "currently used by public safety eligibles" and does not allow auction funds to be used for the relocation of non-public safety systems. EWA emphasized the substantial use of this spectrum by other than public safety licensees and the absence of comparable Part 90 spectrum to which these systems could be relocated.

Marlene H. Dortch March 5, 2012 Page 3

This letter is being filed electronically, in accordance with Section 1.1206(b) of the Commission's Rules, 47 C.F.R. § 1.1206(b), for inclusion in the record in these proceedings.

Kindly refer any questions or correspondence regarding this matter to the undersigned.

Very truly yours,

Elizabeth R. Sachs

cc: David Furth, PSHSB Michael Wilhelm, PSHSB Zenji Nakazawa, PSHSB Tom Eng, PSHSB Roger Noel, WTB