July 15, 2015

Honorable Thomas Wheeler  
Chairman  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

Re: Incentive Auction and TV White Spaces  
ET Docket No. 14-165; GN Docket No. 12-268; AU Docket No. 14-252  
Ex Parte Presentation

Dear Chairman Wheeler:

The Commission has consistently recognized two important goals of the incentive auction to address the ever-growing demand for wireless capacity. The incentive auction will make low-band spectrum available for auction to wireless carriers, while simultaneously ensuring sufficient access to unlicensed low band spectrum to stimulate investment and deployment of next generation white spaces unlicensed services.

In the 2014 Framework Order, the Commission recognized that providing a minimum of three channels for TVWS in every market would be the best way to encourage development and deployment of next generation Wi-Fi using low-band spectrum. To reach this goal, the 2014 Order stated the Commission's intent to allow operation of unlicensed in guard bands, including the duplex gap. In combination with other measures identified in the 2014 Framework Order, this would provide access to the necessary three channels.

We agree with the Competitive Carrier Association (CCA) and the Public Interest Spectrum Coalition (PISC) that, if the Commission finds it necessary to repack broadcasters in the duplex gap, the Commission should seek to find other mechanisms to reach this important goal of 3 channels in every market for unlicensed use. The Commission should, therefore, explore every option proposed by CCA and PISC consistent with the principles of (a) limiting placement of a full power broadcaster in the duplex gap to those markets absolutely necessary to meet a national clearing target; and, (b) where the Commission finds it necessary to place a
broadcaster in the duplex gap, finding alternative low-band spectrum for unlicensed use in the impacted market.

Sincerely,

/s/

James Carlson
Mark O’Connor

cc: Commissioner Mignon Clyburn
Commissioner Jessica Rosenworcel
Commissioner Ajit Pai
Commissioner Michael O’Rielly
Gary Epstein