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May 27, 2011

VIA ELECTRONIC FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W., Room TW-B204
Washington, DC 20554

Re: Notice of Oral *Ex Parte* Communication:

RM No. 11592 – Petition for Rulemaking Regarding 700 MHz Band Mobile Equipment Design and Procurement Practices

WT Docket No. 11-18 – Applications of AT&T Mobility Spectrum LLC and Qualcomm Incorporated for Consent to Assign Lower 700 MHz Band Licenses

Dear Madam Secretary:

In accordance with Section 1.1206 of the Commission's rules, 47 C.F.R. Section 1.1206, we hereby provide you with notice of an oral *ex parte* presentation in connection with the above-referenced proceedings. The presentation occurred on May 26, 2011 in a meeting with Julius Knapp, Chief, Office of Engineering and Technology ("OET") and the following staff of OET: Walter Johnston, Robert D. Weller and Michael Ha.

Attending the meeting on behalf of Cellular South, Inc. ("Cellular South") were Ben Moncrief, the company's Manager of Public Policy; Doug Hyslop of Wireless Strategy, LLC; and David Nace, attorney for Cellular South.

Attending the meeting on behalf of King Street Wireless, L.P. ("King Street") was Tom Gutierrez, attorney for King Street.

Cellular South and King Street are members of the "700 MHz Block A Good Faith Purchasers Alliance"¹ that petitioned the Commission in September 2009 to require that mobile

¹ The Alliance is a joint venture consisting of Cellular South Licenses, Inc.; Cavalier Wireless, LLC; Continuum 700, LLC; and King Street Wireless, L.P., each of which is a licensee of Lower 700 MHz Band Block A spectrum.

devices for the 700 MHz bands be capable of operating on all paired frequency blocks in the 700 MHz bands, and that equipment authorization be suspended until rules to this effect are in place.²

During the meeting Doug Hyslop reviewed material he prepared that was distributed to all who attended and which is provided with this filing.

Cellular South and King Street urge the Commission not to grant the applications for assignment of 700 MHz licenses from Qualcomm to AT&T without conditions that preclude anticompetitive 700 MHz equipment design and procurement practices, or which exclude Lower 700 MHz Band, Frequency Block A capability in LTE wireless devices that it offers to subscribers. Specifically, AT&T should be required to support Band Class 12 wireless devices, not Band Class 17 devices.

Sincerely,



David L. Nace



Thomas Gutierrez

cc: Julius Knapp (by email)
Walter Johnston (by email)
Robert D. Weller (by email)
Michael Ha (by email)
Best Copy and Printing, Inc. (by email)

² Petition for Rulemaking Regarding the Need for 700 MHz Mobile Equipment to be Capable of Operating on All Paired Commercial 700 MHz Frequency Blocks, RM No. 11592, filed Sept. 29, 2009.