

September 17, 2007

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

Re: *An Inquiry Into the Commission's Policies and Rules Regarding AM Radio
Service Directional Antenna Performance Verification* – MM Docket No. 93-177
WRITTEN EX PARTE PRESENTATION

Dear Ms. Dortch:

I am writing on behalf of the Wireless Communications Association International, Inc. (“WCA”) in response to recent filings by the AM Directional Antenna Performance Verification Coalition (the “AM Coalition”) in the above-referenced proceeding.¹

In its comments in response to the Commission’s *Public Notice* in this proceeding,² WCA expressed concern that the revision to Part 17 of the Commission’s Rules proposed by the AM Coalition on May 4, 2007³ would unnecessarily burden wireless broadband service providers. WCA did not object to a consolidation in Part 17 of the Rules governing the new construction or significant modification of towers and other antenna support structures that are in the immediate vicinity to AM antenna systems.⁴ However, WCA did take issue with several of the details of the AM Coalition’s proposed rules,⁵ which ultimately led to discussions between representatives of the AM Coalition and WCA aimed at developing a proposal acceptable to both the AM radio

¹ Reply Comments of AM Directional Antenna Performance Verification Coalition, MM Docket No. 93-177 (filed Sept. 5, 2007)[“AM Coalition Reply Comments”]; Supplemental Reply Comments of AM Directional Antenna Performance Verification Coalition, MM Docket No. 93-177 (filed Sept. 7, 2007).

² See “Comment Sought on Proposed Rules Permitting Antenna Modeling to Verify AM Directional Antenna Performance,” MM Docket No. 93-177, *Public Notice*, DA 07-2143 (rel. May 23, 2007).

³ See *Ex Parte* Letter from John D. Poutasse, Esq., Counsel to the AM Directional Antenna Performance Verification Coalition, MM Docket No. 93-177 (filed May 4, 2007).

⁴ See Comments of Wireless Communications Ass’n Int’l, Inc., MM Docket No. 93-177, at 2 (filed July 23, 2007)[“WCA Comments”].

⁵ See *id.* at 3-9.

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station licensees and the wireless broadband service providers that are continually adding new base stations and modifying those already in place to assure their subscribers the best possible coverage.

WCA is thus pleased that the AM Coalition's Reply Comments, as modified by its Supplemental Reply Comments, substantially revise the AM Coalition's original proposal in response to WCA's concerns. Among other things, the AM Coalition has materially simplified the modeling that would be required when a new construction or substantial modification is proposed in the immediate vicinity of an AM antenna,⁶ has revised the definition of "substantial modification" to exclude modifications that will not have an adverse impact on an AM station,⁷ and has altered the proposed definition of "immediate vicinity" to address WCA's concerns by adding references to physical height and limiting the "immediate vicinity" to no more than 3 kilometers in the case of directional AM antenna systems. Although the latest proposed revisions to Part 17 do not include all of the provision that WCA would like,⁸ WCA believes that the AM Coalition's latest proposed revisions to Part 17 reflect a reasonable middle ground and should be adopted by the Commission.

Pursuant to Sections 1.49(f) and 1.1206(b)(1) of the Commission's Rules, this notice is being filed electronically with the Commission via the Electronic Comment Filing System for inclusion in the public record of the above-reference proceeding. Should you have any questions regarding this presentation, please contact the undersigned.

Respectfully submitted,

/s/ Paul J. Sinderbrand

Paul J. Sinderbrand

Counsel to the Wireless Communications
Association International, Inc.

⁶ See AM Coalition Reply Comments at 7-8.

⁷ See *id.* at 7.

⁸ For example, the AM Coalition has not addressed WCA's proposal that those AM licensees that utilize moment method analysis be required to submit their underlying data in a manner that will allow others to utilize it when conducting their own moment method analyses. See WCA Comments at 7-9.