

From: Louis Libin [louislibin@broad-comm.com]
Sent: Tuesday, August 24, 2004 11:17 AM
To: John Kennedy
Subject: Re: FCC File # 0487-EX-ST-2004 [Reference Number: 3181]

Dear Mr. Kennedy:

Pursuant to our telephone conversation today, August 24, 2004, I confirm that if Broad Comm is unable to contact ITFS/MDS licensees and obtain permission to use their frequencies, then those frequencies will absolutely not be used.

Thank you-

Louis Libin

Confirmation Number: EL#####
jkennedy@fcc.gov