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February 20, 2008

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VIA HAND DELIVERY

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

**Re: Ex Parte Presentation of Clarity Media Systems, LLC in
DA 07-1946**

Dear Ms. Dortch:

This letter provides notice that on February 19, 2008, in a telephone conversation with Michelle Carey, Legal Advisor to Chairman Martin, Amy R. Mehlman of Mehlman Capitol Strategies, Inc., discussed the pendency of Clarity Media Systems LLC's application for experimental license in the Office of Engineering and Technology and urged expeditious grant of that application. The above-referenced proceeding has been designated to be a permit-but-disclose proceeding for *ex parte* purposes. See *Waiver Requests by Clarity Media Systems, LLC to Operate Cars Stations at Flying J Travel Plazas*, DA 06-1664, at 2 (released August 23, 2006).

Pursuant to the Commission's rules, the original and one copy of this letter, with its attachment, are submitted for inclusion in the file of the above-referenced proceeding. Please direct any questions concerning this matter to the undersigned.

Respectfully submitted,

Howard A. Topel
Attorney for Clarity Media Systems, LLC

cc (by hand delivery):
Michelle Carey, Esq.



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**Re: Presentation of Clarity Media Systems, LLC in
 DA 07-1946**

Dear Ms. Dortch:

Clarity Media Systems LLC ("Clarity") hereby files for inclusion in the record of this proceeding the attached "Motion To Strike MSTV Informal Objection" that Clarity filed with the Office of Engineering and Technology ("OET") on February 15, 2008, in response to the unauthorized petition to deny and wholly defective and meritless opposition that the Association of Maximum Service Television, Inc. ("MSTV") filed with OET on February 6, 2008, concerning Clarity's application for experimental license File No. 0692-EX-PL-2007.

As Clarity has previously documented,¹ MSTV's (1) refusal to participate in setting joint agreed-upon interference criteria and conducting joint experimental operations with Clarity as requested by the Media Bureau and OET on October 5, 2007; (2) failure to submit any evidence of harmful interference to BAS operations caused by Clarity's proposal; (3) disingenuous and misleading attempts to hold out that theoretical threshold receiver degradation is synonymous with harmful interference; and (4) latest resistance to further experimental operations that will disprove MSTV's interference allegations for once and for all establish that those allegations are baseless and warrant grant of Clarity's Application for Review and reinstatement and outright grant of Clarity's applications. Nevertheless, upon grant of the application for experimental license, Clarity will conduct further field operations, provide the Media Bureau and OET with the supplemental field information they stated will be helpful to the Commission, and again invite MSTV and afford it an opportunity to prove its hapless allegations in the field.

¹ See Response of Clarity Media Systems LLC, filed November 30, 2007; Presentation of Clarity Media Systems LLC filed October 19, 2007.

Marlene H. Dortch, Secretary
February 20, 2008
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Respectfully submitted,

Howard A. Topel
Stephen D. Baruch
Attorneys for *Clarity Media Systems, LLC*

cc: Attached Certificate of Service