

FEDERAL COMMUNICATIONS COMMISSION
Experimental Licensing Branch
445 12th Street, S.W., Room 7A-321
Washington, D.C. 20554

January 15, 2009

Attn: Vishnu Sahay
Harris Stratex Networks
6 Brook Run Court
Germantown, MD 20876

DISMISSED-WITHOUT PREJUDICE

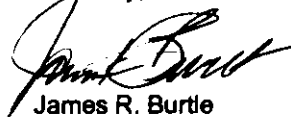
Dear Vishnu Sahay,

This refers to application, File No. 0021-EX-PL-2009, for an experimental authorization.

You are advised that the Commission is unable to grant your application for the facilities requested. The frequency band 3400-3600 MHz is not allocated for WiMAX operations in the United States. This band is allocated for federal government use. NTIA will not approve the use of this band for WiMAX operations unless it is for equipment to be used in export markets. You answered negatively to the question which asked if the authorization was to be used for export purposes; therefore the instant application is hereby dismissed.

Responses to this correspondence must contain the Reference number : 7936

Sincerely,

A handwritten signature in black ink, appearing to read "James R. Burtie", is written over a horizontal line.

James R. Burtie
Chief
Experimental Licensing Branch