

From: Alfredo Echeverria

To: John Kennedy

Date: July 30, 2008

Subject: FCC File # 0088-EX-ML-2008

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Message:

On July 17, 2008, (OET file number 0088-EX-ML-2008) ICO applied to modify its existing experimental license (WE2XQX, granted April 10, 2008) to modify site locations and operational conditions for experimental base stations in the Raleigh-Durham, North Carolina market. ICO is conducting these tests to predict terrestrial base station coverage performance. ICO is conducting these tests on an experimental basis and is not providing commercial service.

On July, 18, 2008, ICO was contacted by the Federal Communications Commission (FCC) and instructed to provide a showing of compliance with 47 C.F.R. § 25.252(a)(6). ICO was instructed that the item indicated must be submitted before processing can continue on application OET file number 0088-EX-ML-2008.

47 C.F.R. § 25.252(a)(6) requires:

(a) Applicants for an ancillary terrestrial component in these bands must demonstrate that ATC base stations shall not:

(6) Be located less than 820 meters from a U.S. Earth Station facility operating in the 2200-2290 MHz band. In its MSS ATC application, the MSS licensee should request a list of operational stations in the 2200-2290 MHz band.

As described in Exhibit 1 to OET application file number 0095-EX-PL-2008 and Exhibit 2 to the current modification application, as well as the associated forms 442 for experimental license WE2XQX, ICO is testing up to 14 terrestrial base station sites in a small geographic area around the Raleigh-Durham, North Carolina metropolitan area. Based upon information provided to ICO from the FCC and relevant United States government agencies, the nearest U.S. Earth Station Facility (Quantico, VA) is 305 kilometers from the closest ICO experimental base station antenna site.