

June 9, 2017

**EX PARTE PRESENTATION**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12t Street, SW  
Washington, DC 20054

Re: Ex Parte Presentation in *WorldVu Satellites Limited, Petition for a Declaratory Ruling Granting Access to the U.S. Market for the OneWeb System*, IBFS File No. SAT-LOT-20160428-00041

Dear Ms. Dortch:

The MVDDS 5G Coalition (the “Coalition”)<sup>1</sup> submits this letter summarizing three separate meetings (all by telephone) as follows:

- A meeting on June 7, 2017 with Rachael Bender, Wireless and International Advisor for Chairman Pai. Present on behalf of the Coalition were: Jeff Blum, Alison Minea, John Kim, and Hadass Kogan (DISH); Christopher Bjornson (Steptoe & Johnson LLP); Stephen Díaz Gavin (counsel for Vision Broadband, LLC); and Aaron Shainis (counsel for Go Long Wireless).
- A meeting on June 8, 2017 with Daudeline Meme, Wireless, International and Public Safety Advisor for Commissioner Clyburn and Alicia Valentine, Intern. Present on behalf of the Coalition were: Jeff Blum and Hadass Kogan (DISH), Christopher Bjornson (Steptoe & Johnson LLP), and Aaron Shainis (counsel for Go Long Wireless).
- A meeting on June 8, 2017 with Erin McGrath, Wireless, Public Safety and International Advisor for Commissioner O’Rielly. Present on behalf of the Coalition were: Jeff Blum and Hadass Kogan (DISH), Christopher Bjornson (Steptoe & Johnson LLP), and Kirk Kirkpatrick (MDS America).

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<sup>1</sup> The Coalition includes a cross-section of multichannel video distribution and data service (“MVDDS”) and direct broadcast satellite (“DBS”) licensees holding authorizations in the 12.2-12.7 GHz band, including: Braunston Spectrum LLC, Cass Cable TV, Inc., DISH Network L.L.C., GO LONG WIRELESS, LTD., MDS Operations, Inc., MVD Number 53 Partners, Satellite Receivers, Ltd., SOUTH.COM LLC, Story Communications, LLC, Vision Broadband, LLC, and WCS Communications, Inc. Members of the Coalition hold 212 of the 213 MVDDS licenses.

During the meetings, the Coalition representatives expressed support for the current draft *Order and Declaratory Ruling* in the above-captioned proceeding as it relates to MVDDS. As the Coalition noted previously, OneWeb’s Petition, if granted, would severely restrict MVDDS in the 12.2-12.7 GHz band.<sup>2</sup> Consistent with this concern, the Coalition had asked that, in the event the Commission granted OneWeb’s Petition, the grant be conditioned, among other things, on OneWeb’s compliance with any MVDDS rule changes in the future.<sup>3</sup>

The draft *Order and Declaratory Ruling* strikes an appropriate balance among the needs of impacted stakeholders, particularly MVDDS license holders who hope to unleash the 12.2-12.7 GHz band for 5G uses in the future.<sup>4</sup> We also agree with the Commission’s position in the draft that “OneWeb’s request includes several additional frequency bands, such that even if NGSO FSS systems were precluded entirely from the 12.2-12.7 GHz band, OneWeb would still retain a measure of flexibility to provide its proposed services.”<sup>5</sup> The Coalition thus supports adoption of the draft item in its current form as it relates to MVDDS.

Respectfully submitted,

**MVDDS 5G Coalition**

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<sup>2</sup> See Letter to Marlene H. Dortch, FCC, from MVDDS 5G Coalition, IBFS File No. SAT-LOT-20160428-00041, at 1 (Oct. 28, 2016).

<sup>3</sup> *Id.* at 4.

<sup>4</sup> See WorldVu Satellites Limited Petition for a Declaratory Ruling Granting Access to the U.S. Market for the OneWeb NGSO FSS System, *Draft Order and Declaratory Ruling*, IBFS File No. SAT-LOI-20160428-00041, at ¶ 6 (rel. Jun. 1, 2017) (“Accordingly, any investments made toward operations in this band by OneWeb in the United States assume the risk that operations may be subject to additional conditions or requirements as a result of such Commission actions.”)

<sup>5</sup> *Id.*

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