



Larry Walke

Associate General Counsel
Legal & Regulatory Affairs
1771 N Street, NW • Washington DC 20036-2800
(202) 429-5313 • Fax: (202) 775-3526

ORIGINAL

January 8, 2007

FILED/ACCEPTED

JAN - 8 2007

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20445

Federal Communications Commission
Office of the Secretary

**Re: XM Radio: SAT-STA-20061002-00114; SAT-STA-20061013-00119;
Sirius: SAT-STA-20061013-00121; SAT-STA-20061013-0122; SAT-
STA-20061107-00131**

Dear Ms. Dortch:

Attached please find an *Ex Parte* Communication regarding a meeting held on January 5, 2007, between NAB and members of Commissioner Tate's staff regarding the above-captioned applications for Special Temporary Authority ("STA").

Please place this communication in the IBFS docket files for the STA applications listed above. We are also in the process of emailing an electronic copy to the CurTrishia Banks of the International Bureau so she can electronically insert our letter into the listed docket files in IBFS.

Thank you for your attention to this matter.

Respectfully submitted,

NATIONAL ASSOCIATION OF
BROADCASTERS
1771 N Street, N.W.
Washington, D.C. 20036
Tel: (202) 429-5430

Larry Walke

No. of Copies rec'd 0+5
List ABCDE



Larry Walke

Associate General Counsel
Legal & Regulatory Affairs
1771 N Street, NW • Washington DC 20036-2800
(202) 429-5313 • Fax: (202) 775-3526

January 8, 2007

Ex Parte Communication

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20445

**Re: XM Radio: SAT-STA-20061002-00114; SAT-STA-20061013-00119;
Sirius: SAT-STA-20061013-00121; SAT-STA-20061013-0122; SAT-
STA-20061107-00131**

Dear Ms. Dortch:

On January 5, 2007, Jane Mago, David Layer and the undersigned of the National Association of Broadcasters ("NAB"), and Frank R. Jazzo of Fletcher, Heald & Hildreth, on behalf of the Alaska Broadcasters Association, met with Aaron Goldberger and Chris Robbins of Commissioner Tate's office to discuss the above-captioned applications for Special Temporary Authority ("STAs").

Specifically, the parties discussed Sirius Satellite Radio, Inc. and XM Radio, Inc.'s requests for STA approval of their as-built terrestrial repeaters that both have operated for some time inconsistently with the STA authorizations of the repeaters in question. We urged the Commission to place both the 30-day and 180-day STA requests filed by Sirius and XM regarding these repeaters on public notice so that interested parties may have an opportunity to comment on the satellite radio companies' evidence and arguments related to the legitimacy of the repeaters. We also requested that the Commission launch an investigation into the facts and circumstances surrounding both companies' deployment of the relevant repeaters.

The parties also discussed Sirius' request for STA approval to provide service in Alaska and Hawaii. We addressed whether Sirius' use of terrestrial repeaters in these circumstances is permissible under the Commission's regulatory regime governing satellite radio terrestrial repeaters.

Please direct any questions concerning this matter to the undersigned.

Respectfully submitted,

**NATIONAL ASSOCIATION OF
BROADCASTERS**

1771 N Street, N.W.
Washington, D.C. 20036
Tel: (202) 429-5430

A handwritten signature in black ink, appearing to read "Larry Walke". The signature is written in a cursive style with a large initial "L" and a distinct "W".

Larry Walke

CERTIFICATE OF SERVICE

I, Patricia Jones, hereby certify that I have caused copies of the foregoing *Ex Parte* Communication, to be served via U.S. Mail on this 14th day of December 2006, on the following parties listed below:

Mr. Patrick L. Donnelly
Sirius Satellite Radio, Inc.
121 Avenue of the Americas
36th Floor
New York, NY 10020

Mr. James S. Blitz
XM Radio, Inc.
1500 Eckington Place, NE
Washington, DC 20002