

PETE V. DOMENICI
NEW MEXICO

United States Senate

WASHINGTON, DC 20510-3101

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October 22, 2007

The Honorable Kevin J. Martin
Chairman
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

Dear Chairman Martin:

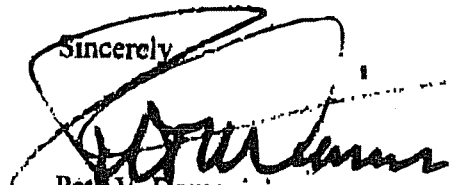
I write with regard to ET Docket No. 04-186; 02-380, and the use of unlicensed spectrum between the broadcasting signals of digital television. As you know, the issue of white space use has created much discussion within industry and on Capitol Hill.

I understand that in September 2006, the FCC announced a timetable for allowing access to the spectrum so that devices could be developed and marketed by 2009. However, several studies, including two done by the FCC, seem to clearly indicate that the technology needs further development.

As you are well aware, millions of these devices may enter the market, I am concerned about the ability to regulate or remedy this problem without time for more rigorous research, study and analysis. Interference from personal and portable devices would also be particularly troublesome to my constituents in New Mexico who have recently purchased digital television sets or who plan to receive government subsidized digital-to-analog converter boxes. Please continue to keep me updated regarding regulatory activities relating to unlicensed devices made to operate on white spaces.

Thank you for your attention to this matter. I appreciate your consideration of this request.

Sincerely



Pete V. Domenici
United States Senator