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May 11, 2010

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VIA ELECTRONIC DELIVERY

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: Notice of *Ex Parte* Presentation
MB Docket No. 07-57, WT Docket No. 07-293, IB Docket No. 95-91

Dear Ms. Dortch:

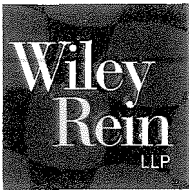
On May 10, 2010, representatives of Sirius XM Radio Inc. (“Sirius XM”) met with Commissioner Mignon Clyburn, William Lake, Rick Kaplan, and Louis Peraertz to discuss issues associated with the above-captioned proceedings. Participants on behalf of Sirius XM were Mel Karmazin, James Blitz, and Patrick Donnelly of Sirius XM and Richard E. Wiley and myself of Wiley Rein LLP.

During the meeting, the participants discussed the WCS service rules proposed by the FCC Staff in its April 2, 2010 Public Notice.¹ Sirius XM expressed views consistent with those already in the record of this proceeding. In advance of the meeting, I transmitted Sirius XM’s latest video showing the effects of the staff’s proposed rules for WCS mobile service on satellite radio reception via email to Rick Kaplan and Louis Peraertz.² A copy of this email is attached hereto.

Additionally, the participants reviewed the merger condition requiring Sirius XM to enter into long-term leases or other agreements to provide a Qualified Entity or Entities rights to four percent of the full-time audio channels on the Sirius platform and on the XM platform. The participants discussed the pending implementation of this merger condition and Sirius XM expressed views consistent with those already in the record of this proceeding.

¹ *Commission Staff Requests that Interested Parties Supplement the Record on Draft Interference Rules for Wireless Communications Service and Satellite Digital Audio Radio Service*, Public Notice, WT Docket No. 07-293, IB Docket No. 95-91, GEN Docket No. 90-357, RM No. 8610 (rel. Apr. 2, 2010).

² *See* Letter from Robert L. Pettit, Counsel for Sirius XM Radio, to Marlene H. Dortch, Secretary, Federal Communications Commission, WT Docket No. 07-293 (filed May 6, 2010).



Marlene H. Dortch, Secretary
May 11, 2010
Page 2

Please contact the undersigned if there are any questions with this filing.

Respectfully,

A handwritten signature in black ink, appearing to read "Robert L. Pettit", written over a horizontal line.

Robert L. Pettit
Wiley Rein LLP
Counsel for Sirius XM Radio Inc.

cc: The Honorable Mignon Clyburn
William T. Lake, Chief, Media Bureau
Rick Kaplan, Chief of Staff to Commissioner Clyburn
Louis Peraertz, Legal Advisor to Commissioner Clyburn

Pettit, Robert

From: Pettit, Robert
Sent: Monday, May 10, 2010 12:03 PM
To: 'rick.kaplan@fcc.gov'; 'louis.peraertz@fcc.gov'
Subject: Video - WT Docket 07-293

On behalf of Sirius XM Radio Inc. and in anticipation of today's call, attached is a link to a brief video demonstrating the interference that will occur to satellite radio subscribers under the WCS rules proposed by the FCC staff on April 2. *This video represents what satellite radio consumers will experience if the Commission adopts the staff's proposed rules.* The tests employed standard off-the-shelf test equipment, a 2.5 MHz guard band, representative WCS uplinks, and other operational characteristics that would be allowed under the draft rules.

A copy of the video will be submitted for the record in WT Docket 07-293.

We look forward to discussing this with you and Commissioner Clyburn.

<http://www.vimeo.com/11447570>
[Password: srxm]

Downloadable version:

<https://www.yousendit.com/download/OHo3a3ZONEhIM1JFQIE9PQ>



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