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March 16, 2011

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Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

Re: PS Docket No. 06-229  
Notice of *Ex Parte* Presentation

Dear Ms. Dortch:

On March 15, 2011, representatives from the State of Texas, Harris County, Texas, and Motorola Solutions, Inc. (“MSI”) spoke with members of the Public Safety and Homeland Security Bureau (“PSHSB”) about the State’s pending waiver request to deploy a public safety broadband network the 700 MHz band.<sup>1</sup> The full list of the meeting’s participants is attached.

The representatives from the State of Texas, Harris County, Texas, and MSI assured the Commission’s staff that the Texas broadband network will comply with FCC-imposed baseline performance and interoperability requirements described in PS Docket No. 06-229.<sup>2</sup> Specifically, the MSI representatives affirmed that its technology solution is capable of providing the required interfaces and satisfying the minimum performance requirements detailed by the FCC in that docket at no additional cost to the State or any political subdivision thereof.

MSI acknowledged that its purchase agreement with Harris County, Texas – which has selected MSI as its equipment vendor for technology that will be used in the Harris County layer of the intended public safety broadband statewide network – does not contain a specific provision affirming compliance with the docket. MSI reiterated that the technology solution does indeed comply with the docket. MSI noted that it now includes such language in its responses to more recent requests for proposals issued by other jurisdictions. An example of its commitment will be provided separately. MSI emphasized again that this commitment applies to the technology procured by Harris County, Texas.

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<sup>1</sup> Public Safety and Homeland Security Bureau Seeks Comment on Additional Petition for Waiver to Deploy 700 MHz Public Safety Broadband Network, PS Docket No. 06-229, *Public Notice*, 25 FCC Rcd 13364 (2010).

<sup>2</sup> Requests for Waiver of Various Petitioners to Allow the Establishment of 700 MHz Interoperable Public Safety Wireless Broadband Networks, PS Docket No. 06-229



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The parties also discussed the potential impact that applications placed on the State's network may have on users roaming between jurisdictions. The State and MSI explained that unless jurisdictions have previously reached agreement on the use of a given application, roaming users may not be able to access that application even though they will be able to operate.

Finally, the State's representative concluded by urging the Commission to quickly grant its pending waiver request so that Texas first responders can begin to benefit from a public safety grade broadband network. The State indicated that its political subdivision, Harris County, is ready to commence construction immediately, and that expeditious FCC action is required so that Federal funds granted to Harris County can be deployed before their expiration.

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

Sincerely,

/s/ Michael A. Lewis

Michael A. Lewis  
Engineering Consultant  
Wiley Rein, LLP  
Counsel to Motorola Solutions, Inc.

CC: attached list

## **Meeting Participants**

### State of Texas:

Mike Simpson, Assistant Director for Law Enforcement Support, Texas Department of Public Safety

### Harris County, Texas:

John Chaney, Harris County Information Technology  
Bruce High, Chief Information Officer, Harris County

### Motorola Solutions, Inc.:

Rick Keith  
Mark Poulin  
Michael Lewis (Engineering Consultant, Wiley Rein, LLP, Counsel to MSI)

### Public Safety and Homeland Security Bureau:

Jennifer Manner  
David Furth  
Erika Olsen  
Pat Amodio  
Behzad Ghaffari  
Gene Fullano  
Brian Hurley