

UNITED STATES OF AMERICA

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FEDERAL COMMUNICATIONS COMMISSION

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ADVISORY COMMITTEE ON DIVERSITY FOR COMMUNICATIONS  
IN THE DIGITAL AGE

+ + + + +

MEETING BY TELECONFERENCE

+ + + + +

MONDAY

OCTOBER 4, 2004

3:00 P.M. - 4:00 P.M.

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The Advisory Committee on Diversity for  
Communications in the Digital Age held its fourth  
meeting by teleconference.

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I N D E X \_\_\_\_\_ AGENDA ITEM

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P R O C E E D I N G S

3:00 p.m.

MICHELLE: I'd like to thank everyone for holding and welcome you to your conference call today with Ms. Julia Johnson.

I'd like to remind you that your lines will be in a listen-only mode until the question and answer portion of the call. At that time, I will give you instructions on how to ask your questions.

I'd also like to remind you that today's conference call is being recorded.

Ms. Johnson, at this time, I'll turn the call over to you and thank you for using Sun Conferencing (phonetic).

MS. JOHNSON: Thank you, Michelle.

I'd like to first start off by calling the meeting to order, the fourth meeting of the Federal Advisory Committee on Diversity in the Digital Age. And welcome you and thank you for agreeing to participate via this conference call.

Between our actual physical meetings, the Committees have been very active, particularly New Technology. And we're dealing with several time-sensitive matters that we thought it would be most appropriate to go ahead and key up via this call today.

Let me give you a little bit of information on the process and the protocol.

The first thing we'll do is take roll to ensure that we have quorum. And I've been told by our operator that given her list, that we, at this moment, do have a quorum and can participate in the very official way.

I'd ask that to the extent that voting members have comments or questions or statements that they'd like to make, that you please identify yourself first as this is being recorded. And it will be the only way for us to keep a proper recording of who is saying what.

And when it gets to the point where we are actually prepared to vote, we will again do the vote via a roll call yea or nay to ensure that we are properly recording that for purposes of our rules and to ensure proper recording.

One of the other things with respect to the discussion sessions is for the two Resolutions that we will take up today, we'll have those keyed

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1 up by the Subcommittee Chair Riley Temple and any of  
2 his Committee members or subject matter experts that  
3 he'd like to engage in that dialogue.

4 The subject matter experts are also on  
5 the participating line. So for purposes of the  
6 dialogue and conversation, we do have the vehicle in  
7 place to allow them to contribute as they have been  
8 working closely with us in helping us crafting the  
9 Resolutions that will be presented today.

10 A little bit of shop-keeping information  
11 for our next physical meeting. That meeting will be  
12 December 10th in Miami or the Miami area, either the  
13 South Beach area or Miami proper. And if everyone  
14 could take note of that, we'll get you information  
15 on the actual day and how it will unfold, who our  
16 speakers will be.

17 I will be working closely with our  
18 Subcommittee Chairs to determine the issues that  
19 they would like for us to key up and/or if there are  
20 any other special presentations or matters that  
21 should come before the Committee on December 10th,  
22 if you could, members, work through the Subcommittee  
23 Chairs so that they can let us know and we can  
24 properly prepare ourselves.

25 I've had a couple of questions as to  
26 whether people should come in the night before or  
27 stay the night of. I would suggest that you come in  
28 the night before and stay for about two or three  
29 weeks given that it is Florida and we need all the  
30 economic development we can get around December.  
31 And it will no longer be hurricane season.

32 So with that in mind, I think we  
33 probably will start early enough in the day that it  
34 will probably be most comfortable for people to come  
35 the night before and the 10th is a Friday. So I  
36 wanted you to have that backdrop.

37 Related to that, to the extent that we  
38 have Resolutions and action items that we'd like to  
39 vote out on December 10th, I'd ask that the groups  
40 work very closely with their Subcommittee Chairs  
41 because we're giving the Subcommittee Chairs a  
42 November 19th deadline to provide us any written  
43 papers and/or Resolutions so that we can post those  
44 for the benefit of the Committee members that are  
45 not on your formal Committee.

46 And with those background statements, I  
47 will go ahead and call the roll. And understanding

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1 for those in the public that are participating, we  
2 will have a public commenting period at the end of  
3 our call, the last 15 minutes, which will probably  
4 be around 3:45, at which time the operator is in a  
5 position where she can actually key in a queue  
6 number and allow any of the public participants to  
7 participate.

8 That is for those that are participating  
9 by call in, and I understand there are at least five  
10 individuals in that situation, and/or Linda Blair,  
11 and our FCC team, to the extent that there are any  
12 people there with that group, please, Linda, feel  
13 free to let us know at the appropriate time and  
14 allow those individuals to introduce themselves and  
15 participate.

16 Linda, I also wanted to welcome you on  
17 board.

18 MS. BLAIR: Thank you very much.

19 MS. JOHNSON: We appreciate you stepping  
20 up to the plate and assisting us in this effort.

21 And Maureen and the rest of the gang,  
22 they've done an outstanding job so we look forward  
23 to more of the same with you.

24 MS. BLAIR: Well, I certainly hope I can  
25 live up to that expectation. I'm going to give it  
26 my best shot.

27 MS. JOHNSON: Thank you.

28 With that, let me go ahead and start by  
29 going through the roll.

30 Jenny Alonzo?

31 MS. ALONZO: Present.

32 MS. JOHNSON: Decker Anstrom?

33 MR. ANSTROM: Present.

34 MS. JOHNSON: Maria Brennan?

35 (No response.)

36 MS. JOHNSON: Vonya McCann?

37 MS. MCCANN: Present.

38 MS. JOHNSON: Benita Fitzgerald Mosley?

39 PARTICIPANT: Julia, just so you know,  
40 Benita is supposed to be on the call. The operator  
41 -- there was like a 15-minute wait for me to get  
42 through. So people may be having a hard time.

43 MS. JOHNSON: Oh, okay. Thank you very,  
44 very much.

45 PARTICIPANT: Yes.

46 MS. JOHNSON: So we'll put a block by  
47 her name there.

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1 Priscilla Hill-Ardoin?  
2 MS. MOUTON: This is Yvette Mouton  
3 (phonetic) on behalf of Priscilla Hill-Ardoin. She  
4 should be joining us a little later in the call.  
5 MS. JOHNSON: Okay, thank you.  
6 Henry?  
7 MR. RIVERA: Here.  
8 MS. JOHNSON: Henry is here.  
9 Andrew?  
10 MR. BARRETT: Here.  
11 MS. JOHNSON: Hey.  
12 Anthony?  
13 MR. GEE: Here.  
14 MS. JOHNSON: Ginger?  
15 MS. LEW: Here.  
16 MS. JOHNSON: Jim? Jim Winston?  
17 (No response.)  
18 MS. JOHNSON: Lauren Taylor?  
19 MS. TYLER: Tyler, yes, ma'am.  
20 MS. JOHNSON: Tyler, I'm sorry.  
21 Frank?  
22 MR. MONTERO: Yes, I'm here.  
23 MS. JOHNSON: Roscoe? Roscoe Young?  
24 (No response.)  
25 MS. JOHNSON: Kelvin?  
26 MR. WESTBROOK: Here.  
27 MS. JOHNSON: Jamie? Jamie Howard?  
28 (No response.)  
29 MS. JOHNSON: Riley?  
30 MR. TEMPLE: Here.  
31 MS. JOHNSON: David?  
32 MR. HONIG: Here.  
33 MS. JOHNSON: Steve?  
34 MR. HILLARD: Here.  
35 MS. JOHNSON: Alex?  
36 (No response.)  
37 MS. JOHNSON: Fred Liggins?  
38 (No response.)  
39 MS. JOHNSON: Yvette?  
40 MS. MOUTON: Did you say Mouton again?  
41 MS. JOHNSON: Yes.  
42 MS. MOUTON: Yes, I'm here. Thank you.  
43 MS. JOHNSON: Okay. Is there anyone on  
44 the Committee that I did not call your name?  
45 JOHANNA: Julia, let me -- this is  
46 Johanna (phonetic) with Mr. Edelstein's (phonetic)  
47 office.

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1 MS. JOHNSON: Oh, welcome.  
2 JOHANNA: I want to welcome Linda Blair  
3 here, too.  
4 MS. MOSLEY: And this is Benita  
5 Fitzgerald Mosley. I missed the roll call but I did  
6 just join.  
7 MS. JOHNSON: Okay, Benita.  
8 Any other members -- voting members of  
9 the Committee that have joined the call?  
10 PARTICIPANT: Sheryl (phonetic) has just  
11 been double checking against the line on here and as  
12 noted --  
13 MR. USSERY: Terdema Ussery.  
14 MS. JOHNSON: Oh, Terdema.  
15 PARTICIPANT: Alex Wallau from ABC.  
16 MS. JOHNSON: I'm sorry?  
17 Ms. BLAIR: And Alex Wallau is not here,  
18 right? Okay.  
19 MS. JOHNSON: Alex is not but we still  
20 have a quorum? Yes, we do.  
21 MS. BLAIR: Yes, we do.  
22 MS. JOHNSON: Okay. Well, with that, I  
23 wanted to go right into our presentations and  
24 discussions on the two Resolutions.  
25 I wanted to note as we discuss the first  
26 Resolution on Designated Entity rules that we did  
27 receive comment from T-Mobile. Those came in this  
28 morning.  
29 It would be my thought that to the  
30 extent that members want to view those comments,  
31 that they are posted on the Web. They came this  
32 morning. And we're not in a position to kind of  
33 critique or discuss nor have we made any provision  
34 for T-Mobile to actually provide oral comment.  
35 As I stated, they just filed those this  
36 morning. But they have posted them to the Web.  
37 MS. BLAIR: Julia, also we received some  
38 just a short while ago from CTIA, which have also  
39 been posted on the Web.  
40 And while I'm interrupting anyway, we  
41 also received a set of comments on the second issue,  
42 the FM issue from a Mr. Hodson. And they are posted  
43 on the Web as well.  
44 MS. JOHNSON: Thank you very much.  
45 With that I wanted to turn it over to  
46 the Subcommittee Chair, Mr. Riley Temple.  
47 MR. TEMPLE: Thank you, Julia. And

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1 thanks everyone for joining us today.  
2 The first recommendation concerns  
3 Auction 58, which is an auction of some PTS licenses  
4 that were once in the hands of the entity Next Wave  
5 and the concerns and ongoing Commission proceeding.  
6 The Resolution urges the FCC to use the  
7 existing Designated Entity rule in as many auctions  
8 as appropriate to increase opportunities for  
9 entrepreneurial companies, including women and  
10 minorities, in, for example, Auction 58.  
11 And if Ari Fitzgerald (phonetic) is on  
12 the line as a subject matter expert, I'd like to  
13 turn to him.  
14 Ari, do you have a brief summary of the  
15 proposals? Ari?  
16 MR. FITZGERALD: Yes, hello?  
17 MR. TEMPLE: Yes.  
18 MR. FITZGERALD: Yes, thank you very  
19 much, Riley.  
20 The proposal really is to encourage the  
21 FCC to maintain consistent application of its  
22 Designated Entity rules. And in particular, the  
23 eligibility restrictions that currently apply in  
24 Auction 58.  
25 And just by way of background, I can  
26 give you a little bit of information on this  
27 particular auction and this particular spectrum.  
28 This is a spectrum currently in the 1.9 gigahertz  
29 band. It's used by co-carriers. It's part of the  
30 PCS service. And it's used to provide mobile  
31 services.  
32 The spectrum was originally auctioned in  
33 1994. The FCC, anticipating that it would be quite  
34 valuable, was concerned that set aside certain  
35 spectrums for purchase by small businesses, small  
36 and minority businesses, none of those businesses  
37 would be able to secure a spectrum in an auction if  
38 they were competing against the deep-pocketed larger  
39 carriers.  
40 So back in 1994, the FCC, concerned  
41 about certain provisions of Section 309(j) which  
42 required that it create meaningful opportunities for  
43 small and minority- and women-owned business that  
44 acquire spectrum auctions by the FCC, the FCC  
45 decided to set aside a certain amount of that  
46 spectrum for purchase only by small and minority-  
47 and women-owned business.

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1                   This is spectrums that -- back in 2000,  
2                   the FCC auctioned the spectrum and a number of small  
3                   businesses were successful at auction initially.  
4                   Some of those small businesses went on to build out  
5                   networks.

6                   In 2000, some of the spectrums -- the  
7                   FCC -- some of the spectrums that had originally  
8                   been auctioned came back to the FCC and the FCC  
9                   tried to -- opened up a proceeding to try to  
10                  determine what to do with that spectrum; whether to  
11                  maintain (inaudible) rules that had previously  
12                  existed, rules that prevented the larger carriers  
13                  from bidding on the spectrum directly or opening up  
14                  a portion of that spectrum to the larger carriers.

15                  The FCC ended up forging a compromise  
16                  whereby it kept some of the (inaudible) to small and  
17                  minority-owned businesses but it opened up some of  
18                  the others. It closed some of the spectrum and  
19                  opened up other -- some of the spectrum. It  
20                  essentially forged a compromise.

21                  Earlier this year, the FCC announced  
22                  that it was going to -- earlier this year, the FCC  
23                  entered into a permanent agreement with Next Wave, a  
24                  company that acquired some of the licenses that were  
25                  set aside for small and minority-owned businesses.

26                  Under that settlement, Next Wave agreed  
27                  to give back -- the FCC --

28                  MS. ALONZO: Ari?

29                  MR. FITZGERALD: Yes?

30                  MS. ALONZO: Hello? Can I interrupt for  
31                  a second? Whenever anyone is typing, we're losing  
32                  what you are saying. So if folks are typing, it  
33                  would be helpful if they'd put their phones on mute  
34                  because I'm not hearing your complete, you know,  
35                  message.

36                  MS. JOHNSON: Thank you, Jenny.

37                  MR. FITZGERALD: I was just getting to  
38                  the part of my discussion where I started to talk  
39                  about why we're essentially here with the  
40                  Resolution, why we put this Resolution before you.

41                  Earlier this year, the FCC announced  
42                  that it was planning to auction some spectrum that  
43                  has previously been held by Next Wave, a company  
44                  that had originally acquired its spectrum in the C-  
45                  block auction.

46                  Under the rules pertaining to that  
47                  spectrum, the licenses or the spectrum or a good

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1 portion of that spectrum, about half of it, can only  
2 be made available to companies that are viewed --  
3 are considered small companies under the FCC's  
4 rules. You know, the rules lay out what qualifies  
5 an entity as a small or what they call  
6 entrepreneurial company. And I can go into detail  
7 for anyone who is interested in that.

8 But essentially the FCC, when it  
9 announced this auction, said unless the current  
10 rules are changed, about half -- there are going to  
11 be about 242 licenses offered at this auction, which  
12 is scheduled to take place on January 12, 2005.

13 The FCC said about half of the spectrum  
14 would be made available to small and minority  
15 companies, companies that the FCC called  
16 entrepreneurs and half of the spectrum would be made  
17 available to anyone who would like to bid.

18 The larger carriers, when they -- in  
19 reaction to that announcement, the larger carriers  
20 ended up petitioning the FCC to essentially remove  
21 all eligibility restrictions on the spectrums that  
22 had been set aside for the smaller, entrepreneurial  
23 companies.

24 And we're now in the process of -- the  
25 FCC has opened up a proceeding, sought comment on  
26 the issues. We're now in the middle of that  
27 proceeding.

28 We expect the FCC to make a decision  
29 soon as to whether to maintain the current  
30 eligibility rules, which as I already indicated,  
31 would keep about 119 of those spectrum licenses  
32 available only to small and minority- and women-  
33 owned businesses. And allow the others to be open.

34 The larger carriers and their industry  
35 association, CTIA, has asked the FCC to essentially  
36 lift all of the eligibility restrictions so that all  
37 of the licenses could be purchased by the larger  
38 carriers.

39 In order to understand why this is  
40 important, you have to go back to the FCC's original  
41 decisions relating to this spectrum, the decisions  
42 that the FCC made in 1994.

43 As I've already indicated to you, when  
44 Congress gave the FCC auction authority, it was very  
45 concerned about what impact auctioning spectrum  
46 would have on the ability of small and minority-  
47 owned businesses to actually acquire licenses.

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1 Congress is well aware that small and  
2 minority businesses have -- encounter a lot more  
3 barriers when they're trying to access capital than  
4 larger companies.

5 And because of this, Congress was  
6 concerned that if it made auctioning the only way  
7 to, you know, auction without any type of -- if  
8 auctions were the only way that the FCC would end up  
9 assigning licenses, Congress was very concerned that  
10 only the incumbents would be able to acquire the  
11 most valuable licenses.

12 So when Congress gave the FCC auction  
13 authority, it also mandated that the FCC take steps  
14 to make sure that small businesses and businesses  
15 that don't have the same access to capital that the  
16 larger businesses have have meaningful opportunities  
17 to acquire the spectrums.

18 The FCC -- one of the first instances  
19 where the FCC had to implement Section 309(j), this  
20 auction authority, in one of the first -- the  
21 broadband PCS spectrum auctions that occurred in the  
22 mid-1990s, one of the first instances where the FCC  
23 actually had to auction spectrum pursuant to Section  
24 309(j), the FCC opened up a proceeding to consider,  
25 you know, how to make sure that all provisions of  
26 Section 309(j) were actually implemented, including  
27 the provisions that required that the FCC create  
28 meaningful opportunities for small and minority-  
29 owned business to acquire spectrum licenses.

30 And one of the conclusions that the FCC  
31 reached was because the broadband PCS spectrum was  
32 expected to be an extremely valuable and sought-  
33 after spectrum, it was concerned that if it didn't  
34 set aside some of that spectrum for small and  
35 minority-owned businesses, no small business would  
36 be able to actually acquire licenses to operate the  
37 spectrums.

38 So it created the set asides which over  
39 the years have been modified over time. But the set  
40 aside, at least aspects of the set aside continue to  
41 exist. And the concern that we had was that there  
42 was an effort afoot to essentially eliminate the set  
43 aside.

44 And the concern that we had was that if  
45 that set aside were eliminated, it would eliminate  
46 the most viable opportunities for small and  
47 minority-owned businesses to actually gain a

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1           foothold in the mobile wireless marketplace.

2                       MR. TEMPLE: And in fact, Ari, the FCC's  
3 notice on the Auction 58 specifically asks the  
4 question as to whether or not the Designated Entity  
5 concept should be retained, which is why this  
6 Resolution is critical and important at this  
7 juncture.

8                       MR. FITZGERALD: Riley, I agree with  
9 that. And I just want -- just on the substance, one  
10 of the things you have to keep in mind is one of the  
11 arguments that the larger carriers have made in this  
12 proceeding is that small businesses do fine in  
13 auctions without the spectrum set aside. They  
14 acquire spectrum licenses successfully. And they're  
15 able to secure those licenses even where they are  
16 competing against the larger carriers.

17                      The records submitted in this proceeding  
18 demonstrates that that position is just not true.  
19 If you look at the most valuable licenses acquired  
20 in the  
21 FCC's auctions, 82 percent of the dollar values, the  
22 total dollar value of licenses acquired by so-called  
23 small businesses, have been acquired in the closed  
24 auctions.

25                      The bottom line is that the only way for  
26 small businesses to gain access to the most valuable  
27 licenses is when they are set aside. They,  
28 unfortunately, cannot compete against the larger  
29 players in auctions where the larger players are  
30 actually allowed to bid even where small businesses  
31 are given modest bidding credits.

32                      So our concern was that what the larger  
33 carriers were trying to do here was to basically  
34 open up the spectrum to everyone. Our concern about  
35 that was that we knew based on the previous history,  
36 that if the spectrum were made available to the  
37 larger carriers, it would not be possible for small  
38 carriers to actually secure meaningful access to the  
39 spectrums, which is something that Section 309(j)  
40 requires.

41                      So our Resolution essentially asks the  
42 Committee to endorse the Designated Entity concept,  
43 a concept that has been extremely important in  
44 making sure that small and minority-owned businesses  
45 gain a foothold in the marketplace. And in  
46 particular, we wanted to make sure that the  
47 Committee endorsed the concept of a spectrum set

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1           aside.

2                       Again, the spectrum auction is probably

3           the last opportunity for small and minority-owned

4           businesses to actually gain access to very, very

5           valuable mobile spectrum that is currently being

6           used across the country to deliver services.

7                       Licenses that are being offered cover a

8           wide geographic area and there are a number of

9           extremely valuable licenses being offered, licenses

10          covering major metropolitan areas.

11                      And, again, for a Committee that is

12          interested in advising the Commission on how to

13          promote opportunities, it would be extremely

14          important for this Committee to make a statement

15          with respect to this particular auction and

16          application of the Designated Entity rule.

17                      MS. JOHNSON: Thank you. Thank you for

18          that thorough explanation, background. I think it

19          allowed members to have even a great perspective on

20          what we are trying to achieve here.

21                      With that, Riley or Ari, if there are

22          any questions from members, I think you all are

23          prepared to respond to those?

24                      MR. TEMPLE: Yes.

25                      MS. JOHNSON: Any questions from the

26          members?

27                      MR. BARRETT: My only concern, Madame

28          Chairman, I always -- I will express the same point

29          of view I expressed when I voted on that. Ari, you

30          intermittently minority and small businesses. And

31          my concern then in 1994 and my concern now is that

32          small businesses do not necessarily entail minority

33          businesses.

34                      And what we saw as a result of that vote

35          in 1994 was we saw people going out who had small

36          businesses borrowing capital from their money. And

37          I do not accept the premise that has been a

38          successful program at all.

39                      MS. JOHNSON: Okay. So Andy, you're

40          suggesting that this is maybe a good start but more

41          needs to be done?

42                      MR. BARRETT: Not at all, dear. I know

43          what it is and what the results were. And yes,

44          there were a lot of small businesses that obtained

45          the spectrum but there were not that many so-called

46          minorities.

47                      MS. JOHNSON: Got you. Okay. Any other

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1 comments or questions?  
2 MR. FITZGERALD: This is Ari. Let me  
3 respond to what Andy said. I totally agree with  
4 what he said. I think that it is true that there  
5 haven't been as many minority businesses as we'd  
6 like. There have been more than there would be had  
7 there not been this type of set aside. And I can  
8 name a number of minority-owned companies that were  
9 actually successful. But I agree with him that more  
10 needs to be done.

11 The reason why we're so concerned about  
12 this is, you know, obviously the fact that a program  
13 -- we would have preferred for this program to be  
14 race based but for legal reasons it couldn't be.  
15 And as a result, there were a number of non-minority  
16 businesses that were able to benefit from it.

17 That doesn't sway from the fact,  
18 however, that there have been also a number of  
19 minority-owned businesses that have benefitted from  
20 it. And we have to assume that had there not been a  
21 set aside at all, there would have been less  
22 minority businesses.

23 MR. BARRETT: No, Ari, and I'm not  
24 talking against your Resolution. I just want to be  
25 factually, having voted on, that I want to be real  
26 clear that at one point, and I think David was  
27 there, my proposal at that point was to do a race  
28 based one.

29 Clearly given the legal parameters, that  
30 was a no-starter and it was a waste of time to go  
31 forward on that. But I just don't want to give the  
32 impression that minorities, as opposed to small  
33 business owners, have been successful.

34 Yes, small business owners will go and  
35 borrow money and have been quite successful.

36 MS. JOHNSON: Okay. Thank you.

37 Any other comments?

38 MR. HONIG: Yes, this is David Honig.  
39 Just to briefly comment, this is, in fact, a race  
40 neutral and thus somewhat dilute but still very  
41 productive approach.

42 And we should all bear in mind that the  
43 courts have repeatedly said that before a race-  
44 conscious initiative can be considered, agencies are  
45 expected to show that they've undertaken to examine  
46 and attempt all -- not all but most potential race-  
47 neutral alternatives as well.

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1 So that if we are ever to persuade the  
2 Commission that it is necessary to do a more  
3 aggressive race-conscious approach, the fact that  
4 the Commission will have given this initiative every  
5 opportunity to succeed can only be helpful.  
6 MS. JOHNSON: Thank you.  
7 Chairman Temple, are we prepared to call  
8 the question?  
9 MR. TEMPLE: Yes, Madame Chair, call the  
10 question.  
11 MS. JOHNSON: Okay, Jenny?  
12 MS. ALONZO: Yes, no question.  
13 MS. JOHNSON: And your vote is yes?  
14 MS. ALONZO: My vote is yes.  
15 MS. JOHNSON: Okay.  
16 Decker?  
17 MR. ANSTROM: Yes.  
18 MS. JOHNSON: Maria?  
19 (No response.)  
20 MS. JOHNSON: Let it show absence for  
21 this particular vote.  
22 Joan?  
23 (No response.)  
24 MS. JOHNSON: Absent for this particular  
25 vote.  
26 Vonya?  
27 MS. McCANN: I'm abstaining.  
28 MS. JOHNSON: Abstaining.  
29 Matt Blank is not participating today.  
30 Benita?  
31 MS. MOSLEY: Yes.  
32 MS. JOHNSON: Priscilla?  
33 (No response.)  
34 MS. JOHNSON: Is Priscilla on the call?  
35 (No response.)  
36 MS. JOHNSON: Okay. Show her absent for  
37 this particular vote.  
38 Henry?  
39 MR. RIVERA: Yes.  
40 MS. JOHNSON: Andy?  
41 MR. BARRETT: Yes.  
42 MS. JOHNSON: Anthony?  
43 MR. GEE: Yes.  
44 MS. JOHNSON: Ginger?  
45 MS. LEW: Yes.  
46 MS. JOHNSON: Jim Winston if he joined  
47 the call?

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1 (No response.)  
2 MS. JOHNSON: Show him not participating  
3 on this vote.  
4 Lauren?  
5 MS. TYLER: Yes.  
6 MS. JOHNSON: Frank?  
7 MR. MONTERO: Yes.  
8 MS. JOHNSON: Roscoe?  
9 (No response.)  
10 MS. JOHNSON: Show him not participating  
11 on this vote.  
12 Kelvin?  
13 MR. WESTBROOK: Yes.  
14 MS. JOHNSON: And Jamie?  
15 (No response.)  
16 MS. JOHNSON: Not participating on this.  
17 Mr. Temple?  
18 MR. TEMPLE: My vote, unfortunately,  
19 needs to be recorded as an abstention.  
20 MS. JOHNSON: I'm sorry, that's right.  
21 Okay.  
22 MR. BARRETT: What are you doing there  
23 Riley?  
24 MS. JOHNSON: David?  
25 MR. BARRETT: I've got to keep my eyes  
26 on you.  
27 (Laughter.)  
28 MR. TEMPLE: Oh, Andy.  
29 MS. JOHNSON: David?  
30 MR. HONIG: Yes.  
31 MS. JOHNSON: Steve?  
32 MR. HILLARD: Yes.  
33 MS. JOHNSON: Alex is not participating  
34 on this vote.  
35 Alfred, I believe, is not participating  
36 on this vote.  
37 Terdema?  
38 (No response.)  
39 MS. JOHNSON: And Yvette?  
40 MS. MOUTON: I'm going to abstain at  
41 this juncture. Thank you.  
42 MS. JOHNSON: Okay. And show the  
43 Chairman Julia voting yes.  
44 With that, we will move that item  
45 forward.  
46 PARTICIPANT: Madame Chairman?  
47 MS. JOHNSON: Yes.

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1 PARTICIPANT: I want to thank -- that  
2 was a really excellent presentation --  
3 PARTICIPANT: Hello?  
4 PARTICIPANT: -- and I really appreciate  
5 that.  
6 MS. JOHNSON: Yes, the Committee and all  
7 of the work and time and effort that Ari, Mava  
8 (phonetic), Riley, and the entire gang put together  
9 on that entire effort, I thank them all. And I know  
10 that they were the ones to bring this to the  
11 forefront, particularly given the time-sensitive  
12 nature of the item.  
13 And with that, congratulations. And  
14 thank you very much.  
15 And we will go on then --  
16 MR. USSERY: Hey, David?  
17 MS. JOHNSON: Hello?  
18 MR. USSERY: Oh, hey, this is -- I'm  
19 sorry, this is Terdema.  
20 MS. JOHNSON: Hey, Terdema.  
21 MR. USSERY: Hi.  
22 MS. JOHNSON: We just went through the  
23 first --  
24 MR. USSERY: Yes, I could hear all of  
25 you guys but I couldn't -- for some reason, I  
26 couldn't talk.  
27 MS. JOHNSON: Oh, I'm sorry.  
28 MR. USSERY: So I just wanted to let you  
29 know that I was casting a yes vote.  
30 MS. JOHNSON: Thank you very much.  
31 We'll show that recorded.  
32 MR. USSERY: I apologize.  
33 MS. JOHNSON: Sure.  
34 MS. BLAIR: Julia, it's Linda Blair.  
35 There seems to be a question.  
36 PARTICIPANT: Yes, just to clarify, that  
37 abstention should be on behalf of Priscilla since  
38 Priscilla is the voting member of the Committee.  
39 MS. JOHNSON: Right.  
40 PARTICIPANT: And actually that is  
41 correct. I had the same problem that Terdema did.  
42 But for some reason, I'm on now. My vote is an  
43 abstention as Yvette Mouton (phonetic) cast.  
44 MS. JOHNSON: Okay. Thank you very  
45 much. Any other clarifications Linda?  
46 MS. BLAIR: No, I think we're set.  
47 MS. JOHNSON: Okay.

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1 I think we're prepared to move on to the  
2 next Resolution. Again, New Technology, Riley  
3 Temple.

4 MR. TEMPLE: Yes, we have had these --

5 MS. JOHNSON: Oh, I'm sorry. You know  
6 what Riley, let me clarify one thing. What we're  
7 doing because I was the one that added the  
8 confusion, when, in an effort to help and, we  
9 thought, move the process along, I suggested a  
10 resolve be used. And I know you all received that  
11 particular language.

12 In the interim, I had an opportunity to  
13 talk with the Committee and had the benefit of the  
14 actual Resolution that they were proposing. I know  
15 that David Honig is going to speak to that.

16 So I would suggest, Mr. Chairman, that  
17 we actually tee up the Resolution that you actually  
18 intended the Committee to vote upon.

19 MR. RILEY: Yes, the Resolution -- okay.

20 MS. JOHNSON: And we did post it to the  
21 website. And it was posted as a recommendation,  
22 recommendation on diversify ownership in the  
23 commercial FM radio band.

24 And it kind of -- it basically laid out  
25 the nine possible ways to foster ownership diversity  
26 and delineated that the recommendation was, in fact,  
27 for the nine scenarios that the group had worked  
28 with industry and had a very deliberative process to  
29 come up with.

30 And I guess as a final point, the  
31 recommendations are for the FCC to consider  
32 rulemaking and not an endorsement on the merits.  
33 And as such, I apologize for going overly broad with  
34 the language that I keyed up.

35 And I appreciate David and Mr. Chairman  
36 your work in properly framing the recommendation.

37 MR. TEMPLE: Well thank you, Julia, and  
38 you are right. The idea is to not specifically  
39 endorse each recommendation but to move them on for  
40 Commission comment and from the public.

41 And, David, I'd like to turn to you for  
42 a summary of what the recommendations would be.

43 MR. HONIG: Sure. Thank you, Riley.  
44 And for those who don't have this before you since  
45 there are a couple of versions and it is short, if I  
46 could take the liberty to just read the text of  
47 this, the Subcommittee's recommendation. It says:

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1                   "The Subcommittee on Emerging  
2 Technologies proposes that the full Advisory  
3 Committee commend to the Commission, for the  
4 issuance of a notice or notices of proposed  
5 rulemaking, nine possible ways to foster ownership  
6 diversity in the commercial FM radio band (92.1 -  
7 107.9 MHz), as outlined in the Subcommittee's June  
8 11, 2004 Recommendations."

9                   And the nine are found actually in this  
10 recommendation, which is posted on the Commission's  
11 website June 11th. They are:

12                   "1. Create Medium Power FM Stations.

13                   "2. Replace the FM Table with  
14 Interference-Based Allotment Criteria.

15                   "3. Allow Class A Stations to Use Low  
16 Towers and Higher-Than-Standard Power while  
17 Retaining Appropriate ERP Levels.

18                   "4. Conduct a Comprehensive Channel  
19 Search for New FM Allotments.

20                   "5. Harmonize Regional Interference  
21 Protection Standards.

22                   "6. Repeal the Third-Adjacent FM Contour  
23 Rules.

24                   "7. Relax the Community of License and  
25 Transmitter Site Rules.

26                   "8. Authorize Interference Agreements.

27                   "9. Require Same-Day Updates of  
28 Entitlements to Bidding Credits."

29                   To provide some background, these  
30 recommendations were intended by the Subcommittee to  
31 be generally deregulatory in the sense that in the  
32 spirit of Section 257, which calls upon the  
33 Commission to identify and eliminate market entry  
34 barriers found in the Commission's rules.

35                   They are designed to allow for more  
36 competition without needlessly increasing  
37 interference to existing facilities. And to do this  
38 where possible by relaxing engineering and  
39 operational regulations that may disproportionately  
40 inhibit the development of new and small  
41 entrepreneurs which would particularly include  
42 minority broadcasters and entrepreneurs.

43                   The white paper contains some fairly  
44 detailed statistics on the dilemma facing minority  
45 broadcasters, most significantly that while 4.2  
46 percent of the broadcast stations, the radio  
47 stations, are owned by minorities, they just

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1 constitute 1.3 percent of the asset value because  
2 minorities tend to have gotten in later. And  
3 consequently tend not to own the most powerful and  
4 most valuable facilities.

5 In fact, only 3.2 percent of FM stations  
6 are minority owned as of 2001 and of those, 40  
7 percent are the lower-powered Class A facilities.

8 So these recommendations actually are  
9 the process of a winnowing down and vetting that --  
10 with the help of many members of the Subcommittee we  
11 did over the course of nine months.

12 We circulated them to industry  
13 stakeholders, trade organizations, some companies.  
14 We had a meeting with media bureau engineers who  
15 reviewed them not for the purpose of determining  
16 whether they were the right policy. That's really a  
17 question for commenters and the rulemaking for the  
18 Commission but just to be sure that they didn't  
19 offend the laws of physics.

20 And we actually started with a list of  
21 12. We wound up with these nine. Three or four of  
22 the nine we modified in substantial ways so that it  
23 would be made very clear that there was no intention  
24 on the part of the Subcommittee to recommend that  
25 the Commission conduct the rulemaking, the effect of  
26 which might be to substantially increase  
27 interference on existing facilities.

28 But rather that the spirit was that  
29 since we've now had substantial improvements in  
30 receiver technology and so forth, that it may be  
31 possible to take advantage of that and increase  
32 opportunities for new entrants to obtain facilities.  
33 And to upgrade the facilities that they now have.

34 So it is in that spirit that this is  
35 offered and as the Chairwoman pointed out and I  
36 think we'd all want to emphasize, these initiatives  
37 are presented in that they would be commended to the  
38 Commission for discussion in a rulemaking.

39 That is, the Subcommittee is not  
40 presenting them as endorsed on the merits and does  
41 not seek the endorsement of the Committee on the  
42 merits but rather has identified these as being  
43 worthy of full discussion in a rulemaking proceeding  
44 for and against.

45 And, of course, there may be other  
46 initiatives as well that are also worthy of  
47 discussion. And some have been proposed. But these

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1           seemed to have the most legs of the ones that we  
2           reviewed.

3                     And consequently, as a bundled together  
4           package, as the Commission seems to prefer to look  
5           at a number of different alternatives at once, we  
6           rolled them together, have this white paper, and  
7           commend it for the Committee's consideration.

8                     MR. TEMPLE:     And dependent upon the  
9           Commission, the timing of any pending proceeding, we  
10          might come back to the Committee again for -- to  
11          weigh in, depending upon the comments, and what the  
12          -- and what future Commission action that might be.  
13          Correct David?

14                    MR. HONIG:     That's right.

15                    MS. JOHNSON:    Thank you.

16                    David, any other information?    Are you  
17          prepared to answer questions?

18                    MR. HONIG:     Yes, I'd be happy to answer  
19          questions about any of these.

20                    MS. JOHNSON:    Okay.  I open it up to the  
21          Committee then for questions.  Please just remember  
22          to state your name prior to asking the questions.

23                    MS. ALONZO:     This is Jenny.  So let me  
24          just understand.  We're just proposing to move this  
25          on for further consideration to the Commission?

26                    MR. HONIG:     Yes.

27                    MS. ALONZO:    Okay.

28                    MS. BLAIR:     Sort of along that same  
29          line, this is Linda Blair, David, since there was a  
30          little bit of conflicting stuff on the web, and my  
31          apologies for that, I just want to make sure that  
32          we've got the right language at this point.

33                    And basically it has, "Therefore be it  
34          RESOLVED that the Advisory Committee commend to the  
35          Commission for the issuance of a notice or notices  
36          of proposed rulemaking nine possible ways to foster  
37          owner diversity."  And then it lists the nine items.  
38          Is that --

39                    MR. HONIG:     No, no.

40                    MS. BLAIR:     No?

41                    MR. HONIG:     No, actually the place where  
42          they are posted in the website, I don't know why  
43          they're there, is on the site where it says:  
44                    "Please see comments," and then you  
45          click that and it gets you onto another page.  And  
46          then it lists various comments.  And it clicks this  
47          as a comment that I made although actually this is

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1 the draft that the Subcommittee had developed.  
2 MS. BLAIR: Okay. So could you just  
3 repeat that language so that --  
4 MR. HONIG: Sure.  
5 MS. BLAIR: -- we make sure we're --  
6 MR. HONIG: Sure. It's the language  
7 that starts out:  
8 "The Subcommittee on Emerging  
9 Technologies proposes that the full Advisory  
10 Committee commend to the Commission, for the  
11 issuance of a notice or notices of proposed  
12 rulemaking, nine possible ways" --  
13 MS. BLAIR: Okay.  
14 MR. HONIG: -- "to foster" -- and then  
15 lists them.  
16 MS. BLAIR: Right. And so that's  
17 essentially what we're voting on -- that is what  
18 we're voting on?  
19 MR. HONIG: That's right.  
20 MS. JOHNSON: Okay. Any other  
21 clarifications?  
22 (No response.)  
23 MS. JOHNSON: Mr. Chairman, are you  
24 prepared for the question to be called?  
25 MR. TEMPLE: Let'S call the question.  
26 MS. JOHNSON: Okay. Jenny?  
27 MS. ALONZO: Yes.  
28 MS. JOHNSON: Decker?  
29 MR. ANSTROM: Yes.  
30 MS. JOHNSON: Maria?  
31 (No response.)  
32 MS. JOHNSON: Maria?  
33 (No response.)  
34 MS. JOHNSON: Show her not participating  
35 in this vote.  
36 Joan?  
37 (No response.)  
38 MS. JOHNSON: Show her not participating  
39 in this vote.  
40 Vonya?  
41 MS. McCANN: Yes.  
42 MS. JOHNSON: Matt?  
43 (No response.)  
44 MS. JOHNSON: Show him not participating  
45 in this vote.  
46 Benita?  
47 MS. MOSLEY: Yes.

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1 MS. JOHNSON: Priscilla?  
2 MS. HILL-ARDOIN: Yes.  
3 MS. JOHNSON: Henry?  
4 MR. RIVERA: Yes.  
5 MS. JOHNSON: Andrew?  
6 MR. BARRETT: Yes.  
7 MS. JOHNSON: Anthony?  
8 MR. GEE: Yes.  
9 MS. JOHNSON: Ginger?  
10 MS. LEW: Yes.  
11 MS. JOHNSON: Ginger is a yes.  
12 Jim?  
13 (No response.)  
14 MS. JOHNSON: Show him not participating  
15 in this vote.  
16 Lauren?  
17 MS. TYLER: Yes.  
18 MS. JOHNSON: Frank?  
19 MR. MONTERO: Yes.  
20 MS. JOHNSON: Roscoe?  
21 (No response.)  
22 MS. JOHNSON: Show him not participating  
23 in this vote.  
24 Kelvin?  
25 MR. WESTBROOK: Yes.  
26 MS. JOHNSON: Jamie?  
27 (No response.)  
28 MS. JOHNSON: Show him not participating  
29 in this vote.  
30 Riley?  
31 MR. TEMPLE: Yes.  
32 MS. JOHNSON: David?  
33 MR. HONIG: Yes.  
34 MS. JOHNSON: Steve?  
35 MR. HILLARD: Yes.  
36 MS. JOHNSON: Alex?  
37 (No response.)  
38 MS. JOHNSON: Show him not participating  
39 in this vote.  
40 MS. JOHNSON: Alfred?  
41 (No response.)  
42 MS. JOHNSON: Show him not participating  
43 in this vote.  
44 Terdema?  
45 MR. USSERY: Yes.  
46 MS. JOHNSON: Yvette?  
47 MS. MOUTON: Yes.

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1 MS. JOHNSON: And Julia, yes.  
2 The recommendation passes. And I'd like  
3 to thank, again, the Committee for all of its work -  
4 -  
5 PARTICIPANT: Thank you, Madame Chair.  
6 MS. JOHNSON: -- in that regard.  
7 And that concludes the Resolution  
8 portion of our business. We are -- any reports from  
9 the Subcommittee's Chairs prior to us going into the  
10 public comment section?  
11 MS. BLAIR: Julia?  
12 MS. JOHNSON: Yes.  
13 MS. BLAIR: It's Linda again. I'm sorry  
14 to interrupt. Before we move on, I just want to  
15 make clear on the -- I'm backing way up.  
16 MS. JOHNSON: Please.  
17 Ms. BLAIR: On the auction proposal, the  
18 language that we adopted was the broader language  
19 that reads,  
20 "The admitted Resolution urges the  
21 Commission to utilize existing DE rules in as many  
22 auctions as appropriate including, for example,  
23 Auction 58." It's the broader language that we're  
24 going with, right?  
25 MS. JOHNSON: That was my understanding  
26 but if there is any clarification needed or if  
27 members thought otherwise.  
28 MR. BARRETT: Linda?  
29 MS. BLAIR: Yes.  
30 MR. BARRETT: Andrew Barrett.  
31 MS. BLAIR: Hi Andy.  
32 MR. BARRETT: I also make sure that I  
33 don't have -- I'm not barred from voting on it. I  
34 didn't think about that. This is just  
35 recommendation, right?  
36 MR. TEMPLE: For having served on the  
37 Commission, Andy?  
38 MR. BARRETT: Well, I don't know whether  
39 it was an adjudicated matter in the real sense of  
40 the word. But Linda can check on that.  
41 MS. BLAIR: Are you talking about the  
42 auction?  
43 MR. BARRETT: Yes.  
44 MS. BLAIR: Okay, even if you are  
45 barred, Andy, we'll check on it. But we still have  
46 a quorum on that.  
47 MR. BARRETT: Okay.

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1 MR. TEMPLE: The Resolution was to  
2 specifically mention Auction 58, yes.  
3 MS. BLAIR: Right.  
4 MR. TEMPLE: And appropriate use of the  
5 DE rules.  
6 MS. BLAIR: But not limited to just  
7 Auction 58.  
8 MR. TEMPLE: Absolutely not limited.  
9 MS. BLAIR: Okay. That's fine. I just  
10 wanted to make sure. Okay. Sorry about that.  
11 MS. JOHNSON: Linda, any other  
12 clarifications on either?  
13 MS. BLAIR: No, I'm all set. I'm all  
14 set. Thank you.  
15 MS. JOHNSON: Okay. And we're fine with  
16 our vote?  
17 MS. BLAIR: Yes.  
18 MS. JOHNSON: Thank you very much.  
19 Now as it relates to the public -- but  
20 prior to public comment, any reports from any of our  
21 Subcommittee Chairs?  
22 (No response.)  
23 MS. JOHNSON: Hearing none, then we'll  
24 go right into our public comment period.  
25 Is operator -- Michelle, are you on the  
26 line?  
27 MICHELLE: Yes, ma'am. We will now take  
28 questions from the public. If you'd like to ask a  
29 question, please press star 1 on your touch tone  
30 phones. That will place into queue for the question  
31 and answer. When your name is announced, your line  
32 will be open at that time.  
33 If you'd like to ask a question, please  
34 press star 1 now.  
35 PARTICIPANT: Diane Cornell (phonetic),  
36 you have the floor for the first question.  
37 MS. CORNELL: Yes, thank you very much.  
38 I'm Diane Cornell with CTIA. And I just wanted to  
39 make a brief comment on the Auction 58 issue.  
40 MS. JOHNSON: Yes, ma'am, this is Julia  
41 Johnson. I apologize for interrupting. We have  
42 about 15 minutes -- (inaudible) if we could limit  
43 our comments to three minutes, that would be greatly  
44 appreciated.  
45 MS. CORNELL: No problem. When I said  
46 brief, I meant brief.  
47 But I think from our perspective, the

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1 issue is not whether to support meaningful  
2 participation of DEs in auctions, the question is  
3 how best to do that. And we've looked at a lot of  
4 the data from Auction 35 and from prior auctions.

5 And from our perspective, if the goal of  
6 the policy is to get licenses into the hands of DEs  
7 that will build out and operate these test licenses,  
8 the track record of bidding credits really is one of  
9 proven success and the track record of set asides is  
10 really one of proven failure.

11 From the perspective of the experience  
12 in Auction 35 where -- let me just give one  
13 statistical factoid, in virtually all the markets  
14 where there were both open and closed licenses  
15 available in the same markets, DEs using bidding  
16 credits paid less or no more for open licenses than  
17 winners of closed licenses. Now that is in  
18 virtually all the markets.

19 I also wanted to point out that small  
20 companies used bidding credits to win nearly 50  
21 percent of the available open licenses in Auction  
22 35.

23 And now moving to the issue of minority-  
24 owned businesses and women-owned businesses, of the  
25 winning bidders in Auction 35 that were self  
26 identified as minority or women owned, approximately  
27 85 percent won their licenses through open bidding  
28 using bidding credits. And only about 15 percent  
29 won their licenses through set asides or closed  
30 bidding.

31 So I just wanted to emphasize that it's  
32 not a question of whether, it's a question of how  
33 best. And we think that this is a great mechanism,  
34 bidding credits, for maximizing participation of  
35 DEs.

36 So just a brief comment. Thanks for the  
37 time. I appreciate it very much.

38 MS. JOHNSON: Appreciate your comments.  
39 I look forward to you continuing to work with the  
40 Subcommittee as they address other related issues.  
41 Thank you.

42 MS. CORNELL: Thank you.

43 PARTICIPANT: Next question from Richard  
44 Hodson. Your line is open Richard.

45 MR. HODSON: All right. Thank you.

46 This is Richard Hodson from Hodson  
47 Broadcasting. The reason I wanted to participate

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1 publically was the fact that I am kind of the  
2 epitome of what the Diversity Committee has actually  
3 looked into promote and assistant. I'm basically a  
4 sole proprietorship, small business entity that was  
5 formed in '97.

6 I have participated in the SEC  
7 rulemaking petitions. I had gotten an FM allotment  
8 on the Table of Allotment back in '98, '99. And, of  
9 course, have been, you know, waiting for this FM  
10 Auction No. 37 to commence, which, I guess, it's  
11 supposed to be November 3rd and I am on schedule for  
12 that.

13 But I just wanted to kind of present  
14 four brief points to the Diversity Committee for  
15 consideration that when you're talking about new  
16 entrants or Designated Entities as those that are  
17 actually trying to, you know, break into the  
18 broadcast or, you know, other -- second, you know,  
19 other service markets what have you, they've only  
20 got really two choices to market entry. You can  
21 either buy or build.

22 And, of course, in the case of  
23 broadcasting, small entrepreneurs, they cannot buy  
24 within say the top 100 Arbitron (phonetic) markets  
25 because the amalgamated corporations have come in  
26 since the national caps were removed in the '96  
27 Telecom Act and what they've done is they've hiked  
28 up the secondary market purchase prices up to the  
29 point where it prohibits smaller Designated Entities  
30 such as myself and other similarly situated  
31 organizations from securing spectrum in this manner.

32 And something that has been kind of  
33 swept under the carpet that I've noticed, you know,  
34 amongst the indecency and broadcast ownership high  
35 profile issues, one thing that has been swept under  
36 the carpet is that the FCC has not accepted a new  
37 commercial FM construction permit application since  
38 1997, which is over seven years.

39 So actually the FCC has been  
40 exacerbating the problem and they're kind of a  
41 passive or maybe even active participant in the  
42 problem over the years. As the old saying goes, the  
43 Commission cannot see the forest through the trees.

44 And the reason why I say this,  
45 respectfully, of course, is the fact that the FCC  
46 has routinely disregarded viable suggestions and  
47 practical proposals from small business and other

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1 Designated Entities when they propose them in  
2 rulemakings.

3 I mean I'm a witness to that. As a  
4 matter of fact, several times I've tried to make  
5 comments in the initial regulatory flexibility  
6 analysis and, you know, my proposals were, you know,  
7 disregarded as either well, you need to create a  
8 rulemaking proceeding.

9 Or if you do it in the context of a  
10 rulemaking proceeding, then they say well, it's  
11 outside the scope of this proceeding, you know, the  
12 issue is outside the scope of the proceeding so we  
13 can't really, you know, weigh on it. Then they  
14 quickly dismiss it.

15 Well, the delegated authorities and the  
16 report and order, memorandum, opinion, and order,  
17 the authors at the Commission, they need to change  
18 their perspective and policies in this manner  
19 pertaining to the propositions offered by these  
20 disadvantaged businesses, including those operated  
21 by female and minority principals.

22 And finally to conclude, I want to  
23 encourage the members of this Diversity Committee to  
24 consider my comments in MB Docket 04-228, which is a  
25 Section 257 proceeding.

26 And I also must take this opportunity to  
27 commend the Minority Media and Telecommunications  
28 Council which I know David Honig is on the  
29 conference call.

30 I do appreciate his organization, you  
31 know, getting the -- successfully motioning the  
32 Commission to extend the comment period so that  
33 people that don't have effective resources and that  
34 are disadvantaged, such as myself, have the  
35 increased opportunity and time duration to  
36 participate in these proceedings.

37 Well, anyway, I guess it has also been  
38 submitted under the Diversity Committee comments,  
39 which was referenced at the beginning of this  
40 teleconference, of being placed on the website for  
41 review by Committee members or any other interested  
42 parties.

43 And I thank you for the opportunity to  
44 speak at this time.

45 MS. JOHNSON: Thank you. Appreciate  
46 your participation and I hope you continue to follow  
47 the issues and help submit ideas for our

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1 consideration.  
2 Thank you very much.  
3 MR. HODSON: Thank you.  
4 MICHELLE: At this time, there are no  
5 further questions in queue.  
6 MS. JOHNSON: Okay. Linda, are there  
7 any public participants?  
8 MS. BLAIR: We have nobody on this end.  
9 MS. JOHNSON: Seeing none, any questions  
10 or comments from Committee members?  
11 (No response.)  
12 MS. JOHNSON: Hearing none, I want to  
13 thank you all. It looks as if we've been able to  
14 accomplish what we needed to accomplish within the  
15 time allotted.  
16 You will be receiving additional  
17 information from us on our December meeting.  
18 And I would expect the Subcommittee  
19 Chairs will be hosting meetings to determine what  
20 action items we will have for that December 10th  
21 meeting.  
22 Again, the deadline for submitting white  
23 papers and Resolutions will be November 19th.  
24 With that, thank you very much for your  
25 participation.  
26 MR. TEMPLE: Thank you, Julia.  
27 (Whereupon, the above-entitled meeting  
28 was concluded at 4:00 p.m.)  
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