

COBUG
Coalition of Broadway Unions and Guilds
1430 Broadway
20th Floor
New York, New York 10018
Phone: 212-730-1770

October 28, 2008

By Electronic Filing

Chairman Kevin J. Martin
Commissioner Jonathan S. Adelstein
Commissioner Michael J. Copps
Commissioner Robert M. McDowell
Commissioner Deborah Taylor Tate

Federal Communication Commission
445 12th Street, SW
Washington, DC 20554

**Re: Ex Parte Comments of the Broadway League, ET Docket No. 04-186
Introduction of Unlicensed Devices in the “White Spaces”**

Dear Chairman Martin, Commissioners Adelstein, Copps, McDowell and Tate:

I present these comments regarding the FCC Laboratory Division’s extensive report of White Space devices dated October 15, 2008 and the FCC’s notice of an Election Day vote on an order opening the white space spectrum to devices using spectrum sensing technology. I support the filing by Members of Congress from New York State and across the country who have registered their concerns with you this week, including The Honorable Charles Rangel, Carolyn B. Maloney, Jerrold Nadler, Shelly Berkley, Jon Porter, Mark Steven Kirk, William Lacy Clay, Jim Cooper, Robert Brady and Bobby L. Rush to name a few. Additionally, I join the Broadway League’s ex-parte filing dated October 21, 2008 and support the National Association of Broadcasters’ Emergency Request¹ to stay the vote scheduled for Election Day. I also support the recent filings with the FCC by Dolly Parton, Rick Warren, The Sports Technology Alliance, Harrah’s, MGM Mirage, The Recording Academy, The Grand Ole Opry, The Recording Artists Coalition (RAC), The International Music Products Association, The Country Music Association, and separate filings of the national and

¹ Emergency Request, filed by The Association for Maximum Service Television, In.c (“MSTV”), the National Association of Broadcasters (“NAB”), the ABC, CBS, and FOX Television Networks and the Open Mobile Video Coalition (“OMVC”), ET Docket Nos. 04-186 and 02-380, October 17, 2008.

international chapters of our member unions The American Federation of Television and Radio Artists (AFTRA) and the American Federation of Musicians (AF of M).

As President of COBUG, the Coalition of Broadway Unions and Guilds, which includes nineteen member unions and guilds, representing approximately one hundred thousand jobs which contribute to the City's economy and quality of cultural life, we seek to protect our livelihood.

Consider the statements of the Members of Congress who authored and co-sponsored H.R. 1320, the "Interference Protection for Existing Television Band Devices Act". Consider the statement of FCC Commissioner Deborah Taylor Tate on October 21, 2008 at the Global Forum 2008 in Athens, Greece:

" It is inspirational to be here in Athens, in the historic Zappeion Mansion. 2,500 years ago, the Athenians initiated a system of government known as democracy. Democracy can be translated to mean "Rule of the people." In ancient Athens, citizens came together in assembly and faced precisely the same issues societies face today: wars, religion, treaties, finances, and one that is especially on point for this assembly, regulation. *While the citizens of Athens addressed the issues directly, today our citizens address these issues through officials. This includes the regulatory process, where at the Federal Communications Commission we employ notice and comment procedures to ensure public input and perspective. "*

The members of COBUG seek that which is rightfully ours; the notice and comment procedures to ensure our input and perspective.

I urge you to protect the one hundred thousand jobs of and the economic and cultural contributions of COBUG members to the local and national economy.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Anthony De Paulo", written in a cursive style.

ANTHONY DE PAULO

CHAIRMAN

COBUG