

**Paul Koch, Staff for SCEBSC
State Budget and Control Board
Division of State IT
4430 Broad River Road
Columbia, SC 29210**

**Robert J. Rini, Esq.
Rini Coran, PC
1615 L Street, N.W., Suite 1325
Washington, D.C. 20036**

Gentlemen,

If possible, please defer on execution of lease or awarding of contracts surrounding facilities in the 2.5GHz EBS band. As I am sure you are aware President Obama has tasked the NTIA, RUS and the FCC to develop a national broadband plan by February, 2010. They are also tasked with disseminating \$7.2B through the new Broadband Technology Opportunities Program (BTOP). This spectrum will play a pivotal role in defining fundamental improvements in traditional financing, deployment, operating and revenue models to fulfill upon and sustain programs developed from BTOP and ARRA initiatives.

There are many issues that need to be addressed when considering use of this spectrum on a statewide or nationwide scale.

- Determine the value of the spectrum to Communities, Cities and Counties and identify the plethora of services and applications available to their constituency, community outreach, public services and systems within the entire GSA coverage area
- Determine CapEx, OpEx and revenue models for markets to be served
- Educate and invite more public participation
- Encourage formation of public/private partnerships in GSA's to be served
- Identify potential/current attributes and flaws in proposed (under lease agreement) distribution of services using this spectrum by:
 - Providing full transparency of current lease agreements in other similar sized markets
 - Determining best use of BTOP funding as non-profit EBS spectrum holders have already received upfront and residual payments based on the lease value of a potential BTOP asset
 - Determining best use of BTOP funding as non-profit EBS spectrum holders, that in addition to having already received monetary consideration for the BTOP asset maintained, they have also been identified as potential applicants to BTOP loans/grants and;
 - Determining value of the lease to encompass progressive revenue share directly benefiting all GSA markets, BTOP and ARRA programs.

South Carolina is in a very strong position to shape a new landscape for broadband infrastructure and operating models in this Country. Please defer on any decisions regarding this spectrum until the NTIA, RUS and the FCC can digest the public input gathered in the past 4-6 weeks and provide direction on possible policy and rule changes using this spectrum.

Thank you,

I am,
Sincerely,

Bradford L. Bowman
Program Director, AccessDelray.org
561.252.4764
bbowman@accessdelray.org
<http://www.accessdelray.org>