

De Sa harbinger update Nov 12 2009.txt

From: Paul deSa

Sent: Thursday, November 12, 2009 10:23 PM

To: Mark Uretsky; Jonathan Baker; Jennifer Balatan; James Ball; Neil Dellar; Jerry Duvall; Howard Griboff; Paul Locke; Susan OConnell; Joel Rabinovitz; Daniel Shiman; Marilyn Simon; Donald Stockdale; Robert Nelson

Subject: harbinger update

team - we [austin, jim, rod] had a good meeting this evening with harbinger's fcc and corporate lawyers to communicate that (a) we will send them questions early next week to build the record on mss competition; (b) we would like to discuss conditions (eg on build out and wholesale agreements) to ensure the public interest benefits of the build out. they have promised to respond quickly to (a) and come back to us with an initial offer on (b).

as we enter the next phase of this transaction, just wanted to again thank this group for work to build the substantive foundation for our examination of this transaction.

thx, p.