



39355 California Street, Suite 307
Fremont, CA 94538
January 8, 2007

Chris van Diepenbeek
Chairman ECC
Agentschap Telecom
Postbus 450
9700 AL Groningen
The Netherlands

Dear Mr. van Diepenbeek:

It is with great pleasure that we return to you two (2) signed copies of the ECC – FLO Forum LoU.

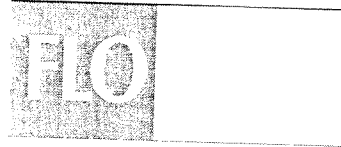
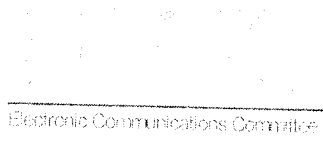
Please note that we made a small change to the text to reflect the proper name of the FLO Forum. This is shown in the third copy showing the minor modification.

Please note that the ECC – FLO Forum LoU was approved by the FLO Forum Board of Directors.

Warm Regards,

A handwritten signature in black ink, appearing to read 'Kamil A. Grajski'.

Kamil A. Grajski, Ph.D.
President, FLO Forum



DRAFT

Letter of Understanding
regarding co-operation between
ECC and the FLO Forum

The Parties,

The Electronic Communications Committee (ECC) of the Conférence Européenne des Administrations des Postes et des Télécommunications (CEPT)

and

The FLO Forum,

having noted the need to establish a close working relationship in order to foster co-operation;

Recognising that:

The ECC is an organisation of governmental bodies, hence with limited possibilities to enter binding agreements with a private association;

and that

The FLO Forum is an international not-for-profit industry association;

And considering that:

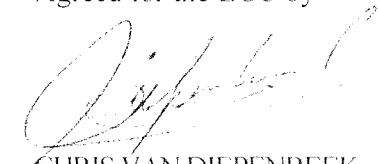
- ECC considers and develops policies on electronic communications activities in a European context and is the recognised organisation in Europe responsible for the efficient use of the radio spectrum, satellite orbits and numbering resources, so as to satisfy the requirements of the users, and
- The FLO Forum, among other activities, develops common views at a global level for standardization of technologies and acquisition of spectrum to support Forward Link Only (FLO) deployment resulting in the delivery of FLO-based advanced multimedia services;
- ECC and the FLO Forum have a common interest in facilitating and maximising the use of radio frequencies for all applications as well as the development of policies and strategies for telecommunications in Europe,

Agree to co-operate as follows:

1. ECC and the FLO Forum agree to exchange information and seek, to the extent possible, a common European approach concerning the use of radio frequencies in particular in the field of FLO-based advanced multimedia services.
2. The two Parties may exchange as appropriate, free of charge, any information on programs of work in areas of mutual interest.

3. Copies of relevant working documents from either Party shall be made available to the other Party on request. The dissemination by one Party of the documents received from the other Party will be limited to the members of the relevant part of the receiving Party, and solely for the purpose of the activities relating to the Party's work program.
4. All copyright and other intellectual and industrial rights embodied in documents exchanged between ECC and the FLO Forum and any copies thereof, remain with the originating party and extend to all media in which the information may be embodied. Any reference to these documents shall be submitted to the agreement of the originating party prior to communicating the said material to other bodies.
5. The ECC Chairman and the President FLO Forum should meet periodically at their convenience. Chairmen of ECC subordinate bodies and other concerned FLO Forum groups may participate in these meetings as appropriate and will be invited accordingly.
6. Participation of one nominated Observer, or a substitute, from the FLO Forum is normally permitted at meetings of the relevant ECC Working Groups, Task Groups or Project Teams dealing with those issues which are of mutual interest.
7. In order to maintain sufficient identity of objectives, an Observer from the ECC shall be regularly invited to relevant plenary meetings of the FLO Forum. An ECC Observer may also be invited to attend, as appropriate, the relevant parts of meetings of other FLO Forum bodies.
8. Observers shall, to the extent permitted by the relevant Party's organisational statutes and rules, be entitled to participate fully in discussions on relevant work items, and may submit written contributions, but shall not be part of the decision making process.
9. The FLO Forum may submit proposals to the relevant ECC body. These shall be adopted subject to the normal ECC process for approval of new work items and outputs.
10. This Agreement shall last for three years and may be renewed by mutual consent. On its expiry, the Agreement shall be automatically renewed for further one-year periods unless otherwise agreed by the Parties. Either Party on giving three months written notice prior to the expiry date can terminate the Agreement.
11. The practical contacts and decisions for the application of this Agreement will be taken between the ECC Chairman and the President FLO Forum.

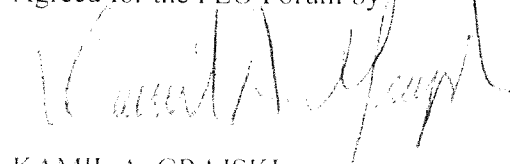
Agreed for the ECC by


CHRIS VAN DIEPENBEEK
ECC Chairman

Date:

15.01.2017

Agreed for the FLO Forum by


KAMIL A. GRAJSKI
President FLO Forum

Date:

15.01.2017