

ArrayComm

BY E-MAIL

January 28, 2005

Alliance for Telecommunications Industry Solutions (ATIS)
1200 G Street, NW
Suite 500
Washington, D.C. 20005
Attn: Susan Carioti, Esq. and Toni Haddix, Esq.

Re: Patent Holder Statement

Dear Ms. Carioti and Ms. Haddix,

ArrayComm, Inc. (ArrayComm) is a member of the Wireless Technologies and Systems Committee (WTSC) of ATIS and participates in its subcommittee, WTSC-WWINA, that is engaged in the development of ANSI standards on Wideband Wireless Internet Access (WWINA). The Subcommittee is currently developing a proposed ANSI standard on High Capacity-Spatial Division Multiple Access (HC-SDMA) systems.

In accordance with the ANSI patent policy as adopted by ATIS, this letter will serve as notice to both ATIS and ANSI that ArrayComm holds certain patents related to the HC-SDMA standard that is under consideration or has been approved by ATIS.

In the event the proposed standard is adopted and the standard cannot be practiced without the use of such patents, ArrayComm agrees, upon written request, to grant a license under such patents, to the extent necessary to practice the standard, to applicants under reasonable terms and conditions that are demonstrably free of any unfair discrimination and that may include the grant of a reciprocal license from the licensee if appropriate.

Any party interested in the license described above may write to Paul Thorin, Vice President and General Counsel, at the address on the letterhead.

Sincerely,



Paul Thorin
Vice President and General Counsel
ArrayComm, Inc.

Cc: Patricia A. Griffin, Esq., VP and General Counsel, ANSI