

**MINTZ LEVIN
COHN FERRIS
GLOVSKY AND
POPEO PC**

*Washington
Boston
New York
Reston
New Haven*

*701 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
202 434 7300
202 434 7400 fax
www.mintz.com*

R. C. Taylor, III

*Direct dial 202 661 8717
rtaylor@mintz.com*

May 16, 2001

By Electronic Mail

ACTA Secretariat
c/o ATIS
1200 G Street, N.W.
Suite 500
Washington, D.C. 20005

**Re: Technical Criteria Submission
G.SHDSL Technical Standard**

Dear Sir or Madam:

GlobeSpan, Inc. ("GlobeSpan"), by its attorneys, and pursuant to section 68.604 of the rules and regulations of the Federal Communications Commission ("FCC" or "Commission"), 47 C.F.R. § 68.604 (2000),^{1/} hereby submits proposed technical criteria for consideration by the Administrative Council for Terminal Attachments ("ACTA"). Please accept this proposed "contribution" for consideration at ACTA's meeting of May 22, 2001.

The proposed technical criteria consist of two standards developed by the International Telecommunications Union ("ITU") that will enable the introduction and use of G.shdsl modems.^{2/} GlobeSpan believes that the ITU is an FCC-recognized and ANSI-accredited Standards Development Organization ("SDO"). Because GlobeSpan is not an SDO, and cannot bind the ITU with this submission, it cannot make the certifications specified in ACTA's draft procedures. However, GlobeSpan believes that the ITU standards do not conflict with any existing Part 68 policies. Further, the ITU's stated policy with respect to copyright issues is to

^{1/} See also 2000 *Biennial Regulatory Review of Part 68 of the Commission's Rules and Regulations*, CC Docket No. 99-216, *Report and Order*, FCC 00-400, rel. Dec. 21, 2000 ("Part 68 Order").

^{2/} See Recommendation G.994.1 - Handshake Procedures For Digital Subscriber Line (DSL) Transceivers; see also Recommendation G.991.2 - Single-Pair High-Speed Digital Subscriber Line (SHDSL) Transceivers.

ACTA Secretariat

Page 2

permit entities such as GlobeSpan to use ITU's publications "to further the work . . . of any standards body developing related standards." Accordingly, GlobeSpan has enclosed copies of the ITU standards, but urges ACTA to consult with the ITU, if necessary, with respect to those administrative issues. GlobeSpan requests that ACTA adopt and publish the ITU standards.

The FCC's policies for the Part 68 privatization initiative contemplate that ACTA will be permitted to fashion interim criteria or exceptions to technical criteria in unique or otherwise appropriate cases. *Part 68 Order* at ¶ 57. Due to the importance and widespread acceptance of G.shdsl transmission technologies, GlobeSpan requests that that ACTA adopt and publish the enclosed proposed technical criteria as soon as possible.

Should you have any questions related to this submission, please direct them to the undersigned counsel.

Respectfully submitted,

/ s /

Russell H. Fox
R. C. Taylor, III

Enclosures (ITU Standards G.994.1 and G.991.2)

cc: Robert Escalle, GlobeSpan, Inc.
Frank Canzeroni, GlobeSpan, Inc.