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IEEE I802.16-03/04

IEEE 802.16 Working Group on Broadband Wireless Access
<http://WirelessMAN.org>



Dr. Roger B. Marks
325 Broadway, MC 813.00
Boulder, CO 80305 USA
Tel: +1 303 497 3037
Fax: +1 509 756 2642
<mailto:r.b.marks@ieee.org>
8 May 2003

Margaret LaBrecque, President
Worldwide Interoperability Microwave Access (WiMAX)Forum
<mailto:margaret.labrecque@intel.com>

Dear Ms. LaBrecque:

Thank you for your letter of 5 May (IEEE I802.16-03/03r1 <http://ieee802.org/16/ipr/copyrights/letters/I80216-03_03r1.pdf>) granting permission to IEEE to make use of WiMAX-copyrighted material in IEEE Draft P1802.16.1.

At this time, I would like to request a similar release letter in regards to IEEE Draft P802.16d. This matter has become urgent. The status of a portion of the draft based on a WiMAX contribution (IEEE C802.16d-03/23 <http://ieee802.org/16/tgd/contrib/C80216d-03_23.pdf>) is uncertain because it was contributed using a modified form of the mandatory Working Group copyright release statement <<http://ieee802.org/16/ipr/copyrights/release.html>>. Given the resulting WiMAX copyright assertion (see below) on those materials, the Working Group's ability to proceed with the processing of the draft has come into doubt. Since a recent WiMAX contribution (IEEE C802.16d-03/30) also includes the problematic release language, it would be most helpful if the release letter would include reference to future WiMAX contributions toward P802.16d.

Considering the Working Group's plans for our Session #25 next week, I request a reply by 13 May. Thank you for your consideration of this matter.

Best regards,

A handwritten signature in blue ink that reads "Roger B. Marks".

Roger Marks

6 May 2003

Dr. Roger Marks,

I am sending this email as a representative of the WiMAX Forum and its members on the matter of IEEE contribution IEEE C80216d-03/29.

IEEE contribution IEEE C80216d-03/29 is more-or-less a cut & paste of IEEE contribution IEEE C80216d-03/23 and substantially infringes on the WiMAX Forum copyright. The contributor is a non-WiMAX member to the IEEE. Based on this, and the fact that no permission was requested or granted to use text from IEEE C80216d-03/23, I kindly ask that IEEE contribution IEEE C80216d-03/29 be removed from the server.

If you have any questions regarding this request please contact me directly.

Sincerely,

Gordon Antonello
Chairman, WiMAX 2-11 GHz Technical Working Group