# Memorandum of Ex Parte Communication

November 16, 2026

Docket No. DOE-HQ-2026-1123; RIN 1901-AB79
(Executive Order 14421 Bulk-Power System Implementation RFI)

## Meeting details

Pursuant to the Department's Guidance on Ex Parte Communications, 74 FR 52795 (Oct. 14, 2009), Eagle Wireless Holdings, Inc. ("Eagle") submits this memorandum memorializing an ex parte meeting held in this "permit-but-disclose" proceeding.

**Date/time:** Thursday, November 12, 2026, 12:30-1:00 PM ET

**Format/location:** Conducted by videoconference (Microsoft Teams). DOE participants were present at DOE Headquarters, 1000 Independence Avenue SW, Washington, DC; Eagle's representatives participated remotely.

**Purpose:** To discuss Eagle's October 9, 2026, written comments on the Bulk-Power System RFI implementing Executive Order 14421, including Eagle's proposed control-based standard and centralized prequalification registry.

## Attendees

**For the Department of Energy:**

| Name | Title |
|---|---|
| Andrew McClure | Director, CESER |
| Hayden Hemphill | Senior Advisor, CESER |
| Eric Rollison | Assistant Director, Technology Development, CESER |

**For Eagle Wireless Holdings, Inc. and its representatives:**

| Name | Title/Affiliation |
|---|---|
| Jeremy Zucker | General Counsel, Eagle Wireless Holdings, Inc. |
| TJ Dembinski | President, Eagle Wireless Holdings, Inc. |
| Bryan Lanza | Mercury Public Affairs (government relations adviser to Eagle) |
| James Messner | Mercury Public Affairs (government relations adviser to Eagle) |

## Summary of issues discussed

Eagle representatives reviewed the principal recommendations in Eagle's October 9, 2026 written comments, including that the Department:

1. Define the scope of the implementing rule by reference to present control by a Covered Foreign Entity, rather than the historical origin of a product's design.
2. Pair that control-based floor with a centralized prequalification registry, modeled on the Bureau of Industry and Security's Connected Vehicles Rule Approved Supplier Registry, to reduce duplicative supplier diligence across the utility sector.
3. Give rebuttable, rather than binding, effect to supplier determinations already made by other agencies (including BIS), while preserving the Secretary's authority to depart from them case by case.
4. Reserve the registry's top tier and Section 4's procurement preference for suppliers that are majority U.S.-owned, U.S.-headquartered, and in technical control, measured by governance and signing authority rather than by the geographic origin of a bill of materials.
5. Address supplier capacity as a first-order question before the rule issues, using loan, grant, and cooperative-agreement tools the Department already has.
6. Phase in compliance for existing equipment by risk category (prioritizing wide-area, remotely reachable communications equipment) rather than by a single uniform compliance date.

The DOE attendees asked a limited number of clarifying questions and did not indicate a position on, or otherwise disclose the substance of, the forthcoming regulations.

## Materials provided to the Department

No written materials were provided to, or left with, the Department at this meeting.

## Certification and filing

The undersigned certifies that this memorandum accurately summarizes the ex parte communication described above.

Respectfully submitted,

Jeremy Zucker
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