

October 12, 2017

Via ECFS

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, NW
Washington, DC 20554

Re: Notification of *Ex Parte* Presentation, CG Docket Nos. 02-278, 17-59

Dear Ms. Dortch:

On October 10, 2017, Jonathan Thessin of the American Bankers Association (ABA), Dong Hong and Stephen Congdon of the Consumer Bankers Association, and Rebecca Cantrell of the Electronic Transactions Association (collectively, the Associations) met with Jamie Susskind, Chief of Staff to Commissioner Carr.

In the meeting, the Associations described Congress' intent in passing the Telephone Consumer Protection Act (TCPA), the types of consumer-benefitting and time-sensitive calls and texts that financial institutions make to their customers, and the harmful impact that the Commission's interpretations of the TCPA have had on the ability of financial institutions to send these messages to customers. The Associations also discussed their views on the Commission's Notice of Proposed Rulemaking and Notice of Inquiry adopted March 23, 2017 and Second Notice of Inquiry adopted July 13, 2017.

ABA also advised Ms. Susskind about its Petition for Reconsideration of the Commission's Declaratory Ruling and Order adopted June 18, 2015. In the Order, the Commission granted four exemptions from the TCPA's requirements for certain time-sensitive calls and text messages. ABA's Petition seeks removal of a condition imposed on these exemptions that limits the calls and texts covered by the exemptions to those sent "to the wireless telephone number provided by the customer of the financial institution."¹

Sincerely,



Jonathan Thessin
Senior Counsel, Center for Regulatory Compliance

¹ *Rules and Regulations Implementing the Telephone Consumer Protection Act of 1991*, CG Docket No. 02-278, WC Docket No. 07-135 (Declaratory Ruling and Order released July 10, 2015) ¶ 138(1).