



1355 Market Street  
San Francisco  
California  
94103  
[twitter.com](http://twitter.com)

31 October 2014

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

Re: Notice of Ex Parte Communication; CG Docket Number 02-278

Dear Ms. Dortch:

On October 30, 2014, Maryam Mujica and I from Twitter, Inc.'s Public Policy team met with Federal Communications Commission (FCC) staff members Kristi Lemoine (Attorney Advisor, Consumer Policy Division); Aaron Garza (Legal Advisor to the Bureau Chief); and Kurt Schroder (Chief, Consumer Policy Division). The meeting was held at FCC's headquarters in Washington, D.C.

We explained that Twitter users can choose to receive Tweets from other Twitter users via text message. Twitter users subscribe to these text messages by "following" the other users. We noted the emphasis Twitter places on positive user experience, and that Twitter's objective is to send messages only to intended recipients, which would be the individual who originally signed up to receive Tweets via text message.

We also discussed the challenges of finding comprehensive solutions for identifying wireless numbers reassigned to another member of the public (also referred to as "recycled numbers"). We explained Twitter's efforts to generate updated information for phone numbers that subscribe to receive Tweets via SMS, including the incorporation of data from (1) phone carriers (where available), (2) third party data providers, (3) user requests for discontinuation, and (4) other sources. Despite these efforts the system is imperfect, as certain carriers do not provide information on recycled numbers; when the carriers do provide information on recycled numbers, it can include inaccurate, outdated or incomplete data and there is no way to effectively solve the problem of reassigned numbers on a real-time basis. Twitter further noted that, for purposes of the Telephone Consumer Protection Act and the prior express consent provision, it believed the definition of a "called party" means the "intended recipient" of the message due to the inability to assess recycled numbers in real time and the implications that any other interpretation could have on speech.

Pursuant to the Commission's rules, this notice is being filed in the above-referenced docket for inclusion in the public record. Please contact me should you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "William Carty", is located below the "Sincerely," text.

William Carty  
Manager, Public Policy  
Twitter, Inc.