



HARRIS, WILTSHIRE
& GRANNIS LLP

January 26, 2015

EX PARTE

Marlene Dortch
Secretary
Federal Communications Commission
445 12th Street SW
Washington, DC 20554

Re: *Rules and Regulations Implementing the Telephone Consumer Protection Act of 1991*, CG Docket No. 02-278

Dear Ms. Dortch:

On January 21, 2016, on behalf of the Edison Electric Institute (“EEI”), I had a brief conversation by phone with Holly Saurer, Legal Advisor to Commissioner Clyburn about EEI’s pending Petition for Expedited Declaratory Ruling filed in this docket on February 12, 2015, and modified by its ex parte letter of June 9, 2015.

In particular, I said that the position of the utility industry’s petition in this proceeding is unique in several respects, among them: (1) clear evidence in the record that consumers want to receive communications about their utility service; (2) the contacts covered by the petition all have public safety implications; (3) the petition has received support from local government officials and a well-respected utility consumer advocate; and (4) utilities are pervasively regulated by state commissions which are capable of limiting the list of calls permitted under the TCPA if they deem it appropriate. Finally, I pointed out that EEI had narrowed its petition to correspond to comments filed by NARUC and the N.J. Consumer Advocate.

Pursuant to the FCC’s rules, I have filed a copy of this notice electronically in the above-noted proceedings. If you require any additional information, please contact the undersigned.

Respectfully submitted,

Scott Harris

Scott Blake Harris
Counsel to the Edison Electric Institute

cc: Holly Saurer