

ORIGINAL

EX PARTE OR LATE FILED

1050 CONNECTICUT AVENUE, N.W.
TENTH FLOOR
WASHINGTON, D.C. 20036

(202) 772-1981 FACSIMILE (202) 318-4257
johnelogan@msn.com

JOHN E. LOGAN PLLC
ATTORNEY AT LAW

February 5, 2002

RECEIVED

FEB - 6 2002

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
Washington, D.C. 20554

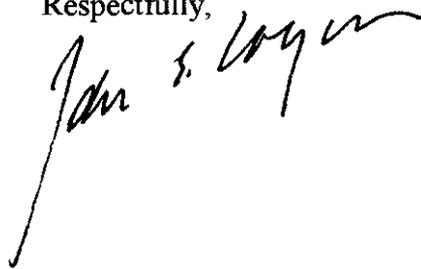
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Re: *Ex Parte* Presentation
WT Docket 01-72 /

Dear Mr. Caton:

Enclosed is a copy of a letter summarizing an *ex parte* presentation made on behalf of ATX Technologies, Inc. today to members of the Commission's staff. During the course of the discussion, ATX conveyed its position that it opposes the petition of the Cellular Telecommunications and Internet Association requesting the Commission to initiate a rulemaking to expand the reach of section 222 of the Communications Act of 1934.

Respectfully,



Copy to:

Mr. William Dever, Common Carrier Bureau
Ms. Barbara Reideler, Wireless Telecommunications Bureau
Ms. Marcy Greene, Common Carrier Bureau

No. of Copies rec'd 071
List A B C D E

1050 CONNECTICUT AVENUE, N.W.
TENTH FLOOR
WASHINGTON, D.C. 20036

(202) 772-1981 FACSIMILE (202) 318-4257
johnelogan@msn.com

ORIGINAL

JOHN E. LOGAN PLLC
ATTORNEY AT LAW

February 5, 2002

RECEIVED

FEB - 6 2002

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
Washington, D.C. 20554

Re: *Ex Parte* Presentation
CC Docket 96-115
Telecommunications Carriers' Use of
Customer Proprietary Network
Information and Other Customer Information

Dear Mr. Caton:

This letter will summarize an *ex parte* presentation made on behalf of ATX Technologies, Inc. today to members of the Commission's staff. At the meeting were William Dever of the Common Carrier Bureau and Barbara Reideler of the Wireless Telecommunications Bureau. Representing ATX were Gary Wallace, Vice President for External Affairs and I.

At the meeting, we explained ATX's technology and services and how ATX's relationship with automobile manufacturers seeks to enhance passenger safety features. We discussed the privacy policy and subscriber agreements ATX and the automobile manufacturers have implemented to protect subscriber privacy.

During the meeting we conveyed ATX's position that section 222 of the Communications Act did not encompass entities that are not telecommunications carriers and that the Wireless Communications and Public Safety Act of 1999 did nothing to alter this premise. We also discussed the authority of the Federal Trade Commission to address the activities of non-licensees. We spoke in opposition to the petition filed by the

ORIGINAL

Cellular Telecommunications and Internet Association requesting the Commission to initiate a rulemaking to expand the reach of section 222.

A copy of this letter will be submitted in WT Docket No. 01-72.

Respectfully,

John S. Hoy

Copy to:

Mr. William Dever, Common Carrier Bureau
Ms. Barbara Reideler, Wireless Telecommunications Bureau
Ms. Marcy Greene, Common Carrier Bureau