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July 1, 2003

Marlene H. Dortch, Secretary
Federal Communications Commission
Washington, DC 20554

Re: Report of Oral *Ex Parte* Communications - WT Docket No. 01-309

Dear Ms. Dortch:

Oral *ex parte* presentations have been made by the **Hearing Industries Association** (“HIA”), as follows:

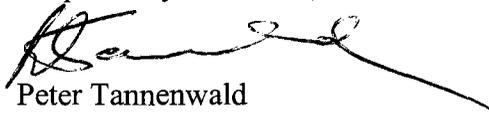
June 30, 2003: **Commissioner Kevin Martin** and his Legal Advisor, Samuel Feder
July 1, 2003: Barry J. Ohlson, Legal Advisor, **Office of Commissioner Adelstein**.

The presentations concerned the compatibility between hearing aids and cellular and PCS telephone handsets, which is at issue in the above-captioned proceeding. HIA was represented by Carole Rogin, Executive Director, and the undersigned.

HIA stated that it was attempting to secure the concurrence of its members with proposed language that could be included in literature supplied with hearing aids, to advise consumers of which hearing aids and handsets would be most likely to be compatible.

HIA noted that its members would not commit to providing information to consumers unless each manufacturer was satisfied that the Food and Drug Administration would not hold it responsible for mislabeling in the event that an individual hearing aid did not meet a specified performance standard. HIA also does not concede that the FCC has jurisdiction to regulate information provided to purchasers of hearing aids.

Respectfully submitted,



Peter Tannenwald
Counsel to the Hearing
Industries Association

cc: Honorable Kevin J. Martin
Samuel Feder, Esq.

Barry J. Ohlson, Esq.
Mindy Littell, Esq.

Bryan Tramont, Esq.
(all by e-mail)