

GREENBERG
ATTORNEYS AT LAW
TRAURIG

Mitchell F. Brecher
(202) 331-3152
BrecherM@gtlaw.com

November 21, 2003

VIA ELECTRONIC FILING

Ms. Marlene Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

Re: Notice of Ex Parte Presentation in CC Docket Nos. 96-45, 98-171, 90-571, 92-237, 99-200, 95-116, 98-170, and NSD File No. L-00-72

Dear Ms. Dortch:

On November 18, 2003, F.J. Pollak, President and CEO of TracFone Wireless, Inc. ("TracFone") and I met with Commissioner Kevin Martin and his legal advisor, Daniel Gonzalez, during the annual meeting of the National Association of Regulatory Utility Commissioners in Atlanta.

During this meeting, we reiterated the positions that TracFone has taken in its filed comments and prior ex partes in the Universal Service Contribution Methodology proceeding. Specifically, we discussed the anticipated continued growth in overall interstate telecommunications services, including wireless services, and refuted the notion that interstate revenues will decline. As evidence of this continued growth, we provided Messrs. Martin and Gonzalez with two charts containing data from the Telecommunications Industry Association's 2003 Market Review and Forecast. These data demonstrate that toll and wireless revenues will continue to grow each year through 2006, and that revenues derived from other telecommunications (including high speed Internet access, unified messaging, videoconferencing, and audioconferencing) will continue to grow. Copies of those charts are enclosed herewith. In this regard, we expressed the position that the funding base should be broadened to include other telecommunications, including those which utilize the Voice over the Internet Protocol. We also discussed the fact that the wireless safe harbor is no longer necessary

GREENBERG TRAURIG, LLP
800 CONNECTICUT AVENUE, N.W. SUITE 500 WASHINGTON, D.C. 20006
202-331-3100 FAX 202-331-3101 www.gtlaw.com

MIAMI NEW YORK WASHINGTON, D.C. ATLANTA PHILADELPHIA TYSONS CORNER CHICAGO BOSTON PHOENIX WILMINGTON LOS ANGELES DENVER
SAO PAULO FORT LAUDERDALE BOCA RATON WEST PALM BEACH ORLANDO TALLAHASSEE

and is reducing the amount of contribution to the Universal Service Fund which is derived from interstate wireless services. In addition, we articulated the position that there should be a limit placed on the size of the Universal Service Fund to prevent that fund from growing in an uncontrolled fashion, and that the Federal State Joint Board currently was preparing recommendations on changes to the criteria for eligibility to receive Universal Service funds.

Pursuant to Section 1.1206(b) of the Commission's Rules, this notice is being filed electronically in the above-captioned dockets. If you have any questions regarding this matter, please feel free to contact undersigned counsel for TracFone.

Sincerely,

A handwritten signature in black ink, appearing to read 'MFB', with a horizontal line extending to the right.

Mitchell F. Brecher

enclosure

cc: The Honorable Kevin Martin
Mr. Daniel Gonzalez

Tracfone Wireless, Inc.								
TIA Information								
Revenue - Transportation & Specialized Services								
	1999	2000	2001	2002	2003	2004	2005	2006
Local Exchange Services	\$109,016	\$118,795	\$125,916	\$133,350	\$141,100	\$149,000	\$157,000	\$165,000
Long Distance (Toll)	\$104,169	\$109,615	\$107,400	\$105,700	\$107,500	\$110,000	\$113,100	\$116,600
Wireless (1)	\$46,055	\$61,702	\$74,535	\$86,302	\$96,681	\$107,781	\$119,289	\$130,164
High Speed Internet Access (2)	\$923	\$2,980	\$6,684	\$10,943	\$15,612	\$20,258	\$24,658	\$28,024
Unified Messaging	\$550	\$1,021	\$1,150	\$1,300	\$1,600	\$2,100	\$3,000	\$4,000
Videoconferencing (3)	\$230	\$300	\$400	\$600	\$800	\$1,000	\$1,200	\$1,350
Audioconferencing (4)	\$1,300	\$1,500	\$1,850	\$2,300	\$2,700	\$3,100	\$3,500	\$3,900
Webconferencing	\$0	\$0	\$288	\$415	\$600	\$850	\$1,300	\$1,950
Total	\$262,243	\$295,913	\$318,223	\$340,910	\$366,593	\$394,089	\$423,047	\$450,988
YOY %		12.8%	7.5%	7.1%	7.5%	7.5%	7.3%	6.6%
(1) Wireless includes phones and pagers								
(2) Includes cable modems, DSL, fixed wireless, Fiber to the home, Satellit and mobile wireless								
(3) Videoconferencing Public Room Service								
(4) Audeoconferencing Service Bureau Spending								

Telecom Revenue Summary - TIA's 2003 Telecommunications Market Review and Forecast

(\$ in Millions)	1999	2000	2001	2002	2003	2004	2005	2006
Local Exchange Revenue	109,016	118,795	125,916	133,350	141,100	149,000	157,000	165,000
y-o-y increase		9%	6%	6%	6%	6%	5%	5%
Toll Services	104,169	109,615	107,400	105,700	107,500	110,000	113,000	116,600
y-o-y increase		5%	-2%	-2%	2%	2%	3%	3%
Wireless Services	46,055	61,702	74,535	86,302	96,681	107,781	119,289	130,164
y-o-y increase		34%	21%	16%	12%	11%	11%	9%
Wireless LD (assumes 25%)					24,170	26,945	29,822	32,541
y-o-y increase						11%	11%	9%
Toll & Wireless LD (combined)*					131,670	136,945	142,822	149,141
y-o-y increase						4%	4%	4%
Local, Toll & Wireless Revenues**	259,240	290,112	307,851	325,352	345,281	366,781	389,289	411,764
y-o-y increase		12%	6%	6%	6%	6%	6%	6%

* Current USF Funding base

** If intrastate revenues were included

Note: Wireless LD % is based on recent FCC fund report that shows that approximately 25% of wireless revenue is considered LD??