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December 5, 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 December 4, 2003, F.J. Pollak, President and CEO of TracFone Wireless, Inc. ("TracFone") met with Commissioner Jonathan Adelstein.

During this meeting, Mr. Pollak reiterated the positions that TracFone has taken in its filed comments and prior ex partes in the Universal Service Contribution Methodology proceeding. He discussed TracFone's position that there is no need to abandon the revenue-based universal service contribution methodology. Mr. Pollak noted that the health of the fund is demonstrated by the fact that the contribution factor has declined for two consecutive quarters, and that today consumers are paying less in universal service surcharges than they were one year ago as a result of the declining contribution factor and the Commission's December 2002 decision to prohibit mark-ups of universal service surcharges. In addition, they discussed the anticipated continued growth in overall interstate telecommunications services, including wireless services, and Mr. Pollak refuted the notion that interstate revenues will decline. Specifically, Mr. Pollak discussed with Commissioner Adelstein how elimination of the wireless safe harbor would result in substantial additional revenues being available for contributions to the Universal Service Fund. Mr. Pollak explained that there is no longer any need for a wireless safe harbor since wireless carriers are able to identify the jurisdictional nature of the traffic which is carried on their networks.

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Pursuant to Section 1.1206(b) of the Commission's Rules, this notice is being filed electronically in the above-captioned docket. 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', followed by a long horizontal line extending to the right.

Mitchell F. Brecher

cc: The Honorable Jonathan Adelstein

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