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January 12, 2005

VIA ECFS

Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

Re: *National Association of State Utility Consumer Advocates' Petition for Declaratory Ruling*, CG Docket No. 04-208; *Truth-in-Billing and Billing Format*, CC Docket No. 98-170
Notice of Oral Ex Parte Presentation

Dear Ms. Dortch:

Pursuant to Section 1.1206(b) of the Commission's rules, 47 C.F.R. § 1.1206(b), the purpose of this letter is to notify the Commission that on Tuesday, January 11, 2005, John T. Scott, Vice President and Deputy General Counsel – Regulatory Law, Verizon Wireless, and the undersigned, had a telephone conversation with Austin C. Schlick, Deputy General Counsel, Office of General Counsel.

Consistent with its Reply Comments and arguments presented by others in the docket, we discussed Verizon Wireless's position that the Commission should declare that state regulation of CMRS line items is preempted under Section 332 of the Communications Act. We also expressed the view that many state regulations are "inconsistent" with the federal scheme established for CMRS billing practices and thus contrary to 47 C.F.R. § 64.2400 (c).[1]

Please contact the undersigned if there are questions concerning this filing.

Respectfully submitted,

_____/s/_____
Kathryn A. Zachem

cc: Austin C. Schlick

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[1] As evidence of disparate state regulation, we discussed existing and proposed state regulations regarding wireless billing including California, Vermont, and New Mexico.