

February 8, 2005

**VIA ECFS**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
12<sup>th</sup> Street Lobby, TW-A325  
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:

On February 7, 2005, Michael Altschul, Senior Vice President and General Counsel, Diane Cornell, Vice President, Regulatory Policy, and Paul Garnett, Director, Regulatory Policy, CTIA – The Wireless Association™ met with Jay Keithley and Erica McMahon of the Consumer and Governmental Affairs Bureau. At the meeting, CTIA discussed its opposition to the Petition for Declaratory Ruling filed by the National Association of State Utility Consumer Advocates (NASUCA). In particular, CTIA argued that the relief requested in the NASUCA petition is unnecessary in light of the competitiveness of the mobile wireless industry and the protections provided to the vast majority mobile wireless customers under CTIA's Consumer Code for Wireless. Moreover, CTIA argued that the Commission can and should declare that states may not lawfully regulate CMRS provider line items under the federal pro-competition, deregulatory scheme established in sections 10, 11, and 332 of the Communications Act, 47 U.S.C. §§ 10, 11, and 332.

Pursuant to Section 1.1206 of the Commission's Rules, this letter is being electronically filed with your office. If you have any questions concerning this submission, please contact the undersigned.

Sincerely,

*Paul W. Garnett*

Paul W. Garnett

Cc: Jay Keithley  
Erica McMahon