

March 17, 2005

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Room TWB-204
Washington, D.C. 20554

Re: Notice of *Ex Parte* Presentation: CG Docket No. 02-278

Dear Ms. Dortch:

On Thursday, March 17, 2005, on behalf of The Direct Marketing Association ("The DMA"), Ian D. Volner and Heather L. McDowell of Venable LLP met with Jay C. Keithley, Erica McMahon, and Genaro Fullano regarding the preemptive effect of the Telephone Consumer Protection Act of 1991 on interstate telephone solicitations and the pending Petitions for Declaratory Ruling involving the various state telemarketing laws. The DMA reiterated the position it has outlined in its previous filings in this docket.

In accordance with the Commission's rules, a copy of this letter is being filed electronically for inclusion in the public record of this proceeding.

Respectfully submitted,

Ian D. Volner