



STATE OF INDIANA  
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September 21, 2005

Ms. Marlene Dortch  
Secretary  
Federal Communications Commission  
Room TW-B204  
445 12th Street, SW  
Washington, DC 20554

Re: Notice of *Ex Parte* Communications in the Matter of the Alliance Contact Services *et al.*'s Petition for Declaratory Ruling that the FCC has Exclusive Regulatory Jurisdiction Over Interstate Telemarketing, CG Docket No. 02-278

Dear Ms. Dortch:

Pursuant to 47 C.F.R. § 1.1206 of the Federal Communications Commission's ("Commission") Rules governing *ex parte* permit but disclose proceedings, the Indiana Office of the Attorney General hereby submits an original and three (3) copies of the following notice of its meetings with Commission staff on August 30, 2005 in the above-captioned proceeding. Please date-stamp and return the additional copy in the self-addressed, stamped envelope provided.

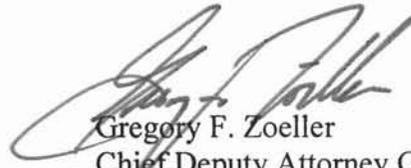
On Tuesday, August 30, 2005 at 3:00 p.m. and 3:30 p.m., respectively, Steve Carter, Attorney General for the State of Indiana and Gregory Zoeller, Chief Deputy Attorney General for the Office of the Indiana Attorney General, met with Jonathan Adelstein, Commissioner and Dionne McNeff, Special Assistant; Michael J. Copps, Commissioner and Jordan Goldstein, Senior Counsel; all with the Federal Communications Commission.

At that meeting Attorney General Carter and I discussed the merits of this matter with Commission staff, and conveyed our position that the Commission should not

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preempt state do-not-call laws or other state telemarketing laws as applied to interstate telephone calls. We told the Commission staffers that there was no merit to petitioners' assertions that it is difficult or expensive to comply with multiple telemarketing laws and that state laws are constantly changing. We also reminded the staffers that Indiana's extraordinarily successful program has been in operation for over three years, during which time Indiana citizens have come to expect a high level of telephone privacy protection, which could only erode with FCC preemption.

Respectfully submitted,



Gregory F. Zoeller  
Chief Deputy Attorney General  
Office of Indiana Attorney General

GFZ/jml

cc: Mark A. Grannis and Timothy J. Simeone,  
*Counsel for Alliance Contact Services, et al.*