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April 2, 2006

Ms. Marlene H. Dortch  
Office of the Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., TW-A325  
Washington, D.C. 20554

David Honig, Executive Director  
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Re: WT Docket No. 05-211 (reporting permit-but-disclose *ex parte* communications pursuant to §1.1206(b)(2); electronically filed pursuant to §1.49(f))

Dear Ms. Dortch:

On March 28, 2006, MMTC had two meetings regarding the above-referenced matter: (1) Chairman Kevin Martin and his Legal Advisors, Heather O. Dixon and Fred B. Campbell, Esqs. (2:30 PM) and (2) Commissioner Deborah Tate and her Legal Advisor, Aaron Goldberger, Esq. (3:30 PM). Our delegation consisted of MMTC Director Julia Johnson, Esq. (by speakerphone), MMTC Managing Director David Lowenstein, and myself.

We made the following points: (1) the potential for manipulation of the DE rules is greatest when incumbent large in-region wireless carriers participate in the DE program; (2) exclusion of these carriers would benefit legitimate small and minority businesses; (3) the definition of large incumbent in-region wireless carriers could be based on revenues or subscribership information; and (4) while there is no need to apply new DE restrictions to other large companies, the Commission should deter DE program manipulation by all parties by, especially, adopting an audit program immediately.

Sincerely,

*David Honig*

David Honig  
Executive Director

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