



Council Tree Communications, Inc.

Colorado Office

2919 17th Avenue, Suite 205
Longmont, Colorado 80503
Phone: (303) 678-1844
Fax: (303) 678-1859
www.counciltree.com

New York Office

The Chrysler Building
405 Lexington Avenue, 25th Floor
New York, New York 10174
Phone: (212) 286-8700
Fax: (917) 591-4507

April 4, 2006

BY ELECTRONIC FILING

Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Room TW-B204
Washington, DC 20554

Re: Oral Ex Parte Presentation
WT Docket No. 05-211

Dear Ms. Dortch:

Council Tree Communications, Inc. ("Council Tree") hereby gives notice of an oral *ex parte* presentation in the referenced proceeding.

The presentation was made by me to Barry Ohlson in the office of Commissioner Adelstein and included data and arguments already reflected in Council Tree's written filings in the referenced proceeding. In addition, I opposed any extension of the Commission's new rule that would have the effect of prohibiting the award of designated entity ("DE") preferences to any DE that has material investment from any company with revenues exceeding \$125 million, as compared to wireless revenues exceeding \$5 billion as discussed in the Commission's *Further Notice of Proposed Rulemaking*. I explained that such an approach would cripple DEs by eliminating their logical sources of capital and industry experience. A \$5 billion wireless revenues threshold narrowly addresses the only problem set forth on the record of this proceeding. I indicated that a materially lower threshold (such as \$125 million) would be a reversal of longstanding Commission policy, would strand DEs preparing to bid in Auction 66, and would invite auction-threatening litigation.

One copy of this letter is being submitted electronically pursuant to Section 1.1206(b)(2) of the Commission's Rules.

Sincerely,

/s/ George T. Laub

George T. Laub