



June 1, 2006

**VIA ELECTRONIC SUBMISSION**

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

Re: **Notice of Ex Parte Statement**  
CG Docket No. 04-208  
WT Docket No. 05-194  
CC Docket No. 98-170

Dear Ms. Dortch:

On May 31, 2006, Dave Miller, Tom Sugrue, and Kathleen Ham of T-Mobile USA, Inc. met with Monica Desai, Jay Keithley, Erica McMahon and Richard Smith of the Federal Communications Commission's (Commission) Consumer and Governmental Affairs Bureau. The parties discussed truth-in-billing issues and early termination fees, consistent with T-Mobile's comments filed in the above-referenced dockets.<sup>1</sup>

Pursuant to Commission Rule 1.49(f), this ex parte letter is being filed electronically via the Commission's Electronic Comment Filing System for inclusion in the public record of the above-referenced dockets.

Sincerely,

/s/ Kathleen Ham  
Managing Director  
Federal Regulatory Affairs  
T-Mobile USA, Inc.

cc (*via electronic mail*)  
Monica Desai  
Jay Keithley  
Erica McMahon  
Richard Smith

<sup>1</sup> T-Mobile also noted that action on the pending CTIA Declaratory Ruling on ETFs is needed to deter litigation that is pending as evidenced by the recent tentative certification of a class. *See In re Cellphone Termination Fee Cases*, J.C.C.P. 4332, Tentative Order Granting Motions and Denying Motion re Class (Cal. Super. Ct. June 1, 2006).