

September 27, 2006

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12th Street, SW  
12th Street Lobby, TW-A325  
Washington, D.C. 20554

**Re: *Ex Parte Communication, Petition for Declaratory Ruling Filed by CTIA Regarding Whether Early Termination Fees Are “Rates Charged” Within 47 U.S.C. Section 332, WT Docket No. 05-194; Petition for Declaratory Ruling Filed by SunCom, and Opposition and Cross-Petition For Declaratory Ruling Filed by Debora Edwards, Seeking Determination of Whether State Law Claims Regarding Early Termination Fees Are Subject to Preemption Under 47 U.S.C. Section 332(c)(3)(A), WT Docket No. 05-193***

Dear Ms. Dortch:

On September 25, 2006, Steve Largent, President and CEO, Christopher Guttman-McCabe, Vice President, Regulatory Affairs, CTIA – The Wireless Association®, and Harold Furchtgott-Roth met with Commissioner Jonathan Adelstein and his legal advisor, Barry Ohlson to discuss the Commission’s Early Termination Fees Proceeding. Specifically, the parties discussed the policy paper submitted by Mr. Furchtgott-Roth in the record, highlighting the multitude of choices that wireless consumers have and identifying the benefits to consumers of long-term contracts that contained early termination fees. Additionally, CTIA highlighted the continued decline in the wireless consumer complaints to the Commission -- 22 complaints per million subscribers for the first quarter of 2006, a 7% decline from the previous quarter, and a 32% drop from the first quarter of 2005.

Pursuant to Section 1.1206 of the Commission’s rules, a copy of this letter is being filed via ECFS with your office. Should you have any questions, please do not hesitate to contact the undersigned.

Sincerely,

*/s/ Christopher Guttman-McCabe*

Christopher Guttman-McCabe

cc: Commissioner Jonathan Adelstein  
Barry Ohlson