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May 2,2007

VIA ELECTRONIC FILING

Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

Re: Reexamination of Roaming Obligations of Commercial Mobile Radio Service Providers, WT Docket No. 05-265; Notice of Ex Parte Presentation

Dear Ms. Dortch:

On Tuesday, May 1,2007, Christine Gill and David Rines of McDermott Will & Emery, LLP, met with Nese Guendelsberger, Won Kim, and Louis Peraertz of the Wireless Telecommunications Bureau on behalf of SouthernLINC Wireless, to discuss the status of the above-referenced proceeding on the roaming obligations of commercial mobile radio service (CMRS) providers.

We discussed the importance of, and significant public interest in, the inclusion of roaming for data services in any decision or action that the Commission may take in this proceeding. Consumer use of and reliance on mobile data services – which are marketed primarily as an add-on to and/or bundled with mobile voice service utilizing a single handset – is expanding rapidly. As with mobile voice, the substantial economic and public safety benefits of mobile data make it critical for consumers to have nationwide access to mobile data services. Consumers in rural and underserved areas should be able to have the benefits of wireless data service through roaming when they may be outside their home carrier's footprint. In addition, for certain segments of the population (such as the hearing impaired) which may depend to a greater degree on wireless data services, accessibility to data roaming would be especially important.

We also discussed how text messaging and other data services also serve vital public interest needs, particularly during emergencies.

Finally, we discussed the legal basis for the Commission's authority to take action regarding data roaming, including its authority under Title II of the Communications Act to regulate telecommunications services, and its plenary authority under Title III of the Act to regulate any wireless service. We discussed the fact that data roaming should be treated as a wholesale service for purposes of regulatory classification and that this treatment was consistent with recent

Commission precedent on cable modem services, wireless broadband service, the Supreme Court's decision on Brand X, and the Time Warner Cable's Request for Declaratory Ruling decision. We also discussed the fact that Title II provides an established remedy through the applicability of Sections 201,202, and 208.

In accordance with the Commission's Rules, one copy of this ***ex parte*** notice is being filed electronically for inclusion in the record of the above-referenced proceeding.

Very truly yours,

Christine M. Gill

cc: Nese Guendelsberger
Won Kim
Louis Peraertz