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December 18, 2007

VIA ELECTRONIC FILING

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

Re: CC Docket No. 96-45
WC Docket No. 05-337
NOTICE OF EX PARTE PRESENTATION

Dear Ms. Dortch:

By this letter, TracFone Wireless, Inc. (TracFone) reiterates its support for the proposal of the Federal-State Joint Board on Universal Service that the Commission implement an interim cap on the amounts of high cost support which may be received by competitive eligible telecommunications carriers (ETCs). In June, TracFone filed comments in this proceeding in which it recommended that the Commission go beyond the Joint Board proposal and cap high cost support payments to all ETCs, irrespective of whether the ETCs are so-called “incumbent” ETCs or “competitive” ETCs.

Despite the fact that the Commission invited expedited comment on the Joint Board’s interim cap proposal, the matter remains pending more than seven months after the Joint Board made its recommendation. While TracFone continues to believe that a interim cap on all high cost support payments would be appropriate, it also is of the view that time is of the essence, and that immediate steps must be implemented to curtail continued escalation of the Universal Service Fund in general and the high cost component of the fund in particular as more comprehensive reforms are considered. For that reason, TracFone urges the Commission to act on the Joint Board recommendation to cap competitive ETC high cost support based on 2006 levels.

On November 20, 2007, the Commission released a recommended decision of the Joint Board which proposed comprehensive reform of the USF. See In the Matter of High-Cost Universal Service Support (Recommended Decision), FCC 07J-4, released November 20, 2007. Imposition of an interim cap on competitive ETC high cost support will help stabilize growth of the fund while the Commission solicits comments on and considers adoption of the recommendations of the Joint Board. As the USF now exceeds seven billion dollars per year, responsible steps to restrain its growth are now critical.

Accordingly, TracFone respectfully urges the Commission to implement an interim cap on competitive ETC high cost support immediately so that it can focus on the reforms recommended by the Joint Board free from the pressures of continuing unrestrained growth of the USF while it considers those important long-term reform proposals.

Pursuant to Section 1.1206(b) of the Commission's rules, this notice is being filed electronically in the above-captioned dockets. If you have any questions regarding this letter, please communicate directly with undersigned counsel for TracFone.

Respectfully submitted,



Mitchell F. Brecher
Counsel for TracFone Wireless, Inc.

cc: The Honorable Kevin J. Martin
The Honorable Michael J. Copps
The Honorable Jonathan S. Adelstein
The Honorable Debra Taylor Tate
The Honorable Robert M. McDowell