

October 15, 2008

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*; WT Docket Nos. 04-356 and 07-195;  
WC Docket No. 08-171**

Dear Ms. Dortch:

On Tuesday, October 14, 2008, Christopher Guttman-McCabe, Vice President and Brian Josef, Director, Regulatory Affairs, CTIA – The Wireless Association® met with Wayne Leighton, Special Advisor to Commissioner Deborah Taylor Tate. CTIA discussed the FCC's implementation of the New and Emerging Technologies 911 Improvement Act (“NET 911 Act”). In particular, CTIA expressed concern regarding the Commission's reliance on a single carrier's network model as a foundation for potential mobile VoIP rules applicable to all carriers. CTIA explained that consideration of such rules lies outside the scope of the NET 911 Act. To the extent these issues warrant further consideration, the short timeframe and limited scope provided by Congress leaves consideration of these issues better suited to the E911 Study to be commissioned under the Act or other currently pending FCC proceedings. Addressing these issues in other proceedings would allow for a more detailed analysis by the Commission and ensure that the Commission meets its statutory deadlines in the current proceeding.

CTIA also reiterated its views regarding proposed rules for Advanced Wireless Service (AWS) 2 and 3 spectrum in the 1915-1920 MHz, 1995-2000 MHz, and 2155-2180 MHz bands. Consistent with its previous advocacy, CTIA urged the FCC to resolve this proceeding in a manner that provides for fair, open auctions with flexible service rules and protective technical rules.

Pursuant to Section 1.1206 of the Commission's Rules, this letter is being electronically filed with your office. If you have any questions regarding this submission, please contact the undersigned.

Sincerely,

*/s/ Brian M. Josef*

Brian M. Josef

cc: Wayne Leighton