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Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

October 20, 2008

Re: Notice of *Ex Parte* Presentation

RE: WT Docket No. 08-95

Dear Ms. Dortch,

This letter is to advise you, in accordance with Section 1.1206(b) of the Commission's rules, that on October 17, 2008, Ben Scott and Derek Turner of Free Press met with Chairman Kevin Martin and his chief of staff, Dan Gonzalez.

We discussed the proposed merger of Verizon and Alltel. We reiterated our position that the Commission should consider very carefully the impact on consumers. In particular, we expressed our concern that the reduction in competition among network providers leads to a greater urgency to promote openness in handsets and applications on a wireless Internet. We reiterated the arguments made in our filing of August 11, 2008.

The lack of clarity in the marketplace today regarding the openness of wireless versus wired broadband networks runs counter to the Commission's commitments to regulatory parity and unified consumer protection policies across all technologies.

Sincerely,

A handwritten signature in black ink, appearing to read "Ben Scott", with a long horizontal line extending to the right.

Ben Scott, Policy Director
Free Press, Washington Office
bscott@freepress.net