



June 29, 2009

ELECTRONIC FILING

Julius Genachowski
Chairman
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: *Ex Parte*, RM-11361, WT Docket No. 09-66

Dear Ms. Dortch:

For more than two years, members of the wireless industry have asked the Commission to follow up on former Chairman Martin's efforts to dismiss a Petition filed by Skype Communications S.A.R.L. ("Skype") in docket RM-11361 ("Skype Petition").¹ Most recently CTIA, by defending the closed-network practices of their members, asked the Commission to dismiss the Skype Petition in its comments filed in the CMRS Market Competition proceeding, WT Docket No. 09-66.² As you may recall, Skype's Petition was designed to protect an open wireless Internet consistent with the FCC's *Broadband Policy Statement*.

Wireless operators continue to deny consumers the right to use the 3G Internet connections they have paid for with applications such as Skype. In addition, operators continue to deny consumers the ability to attach wireless devices of their choosing with their wireless subscriptions. The attached briefing book refreshes the record and highlights the continued need for the application of the Commission's *Broadband Policy Statement* to wireless broadband networks. It demonstrates the need for strong Commission safeguards over practices that

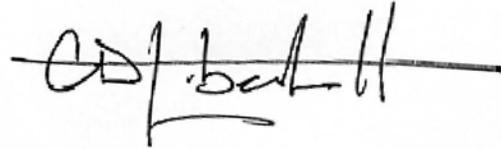
¹ Skype Communications S.A.R.L., *Petition to Confirm A Consumer's Right To Use Internet Software and Attach Devices to Wireless Networks*, RM-11361 (filed Feb. 20, 2007).

² Comments of CTIA – The Wireless Association, WT Docket No. 09-66, at 4 (filed June 15, 2009).

deny wireless broadband consumers the rights that are assured to all other broadband users.

Congratulations on being sworn in as Chairman. We at Skype look forward to working with you and your staff on this and other important matters in the coming years. Please do not hesitate to contact me if you have any questions or concerns.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "C. Libertelli", with a horizontal line extending to the right from the end of the signature.

Christopher Libertelli
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Regulatory Affairs - North America*
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ATTACHMENT

CC: Commissioner Michael J. Copps
Commissioner Robert M. McDowell