

Atlanta  
Beijing  
Brussels  
Chicago  
Frankfurt  
Hong Kong  
London  
Los Angeles  
Milan  
New York  
Orange County  
Palo Alto  
Paris  
San Diego  
San Francisco  
Shanghai  
Tokyo  
Washington, DC

December 17, 2009

57739-000020

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

Re: Preserving the Open Internet, GN Docket No. 09-191; Broadband Inquiry Practices,  
WC Docket No. 07-52

Dear Ms. Dortch:

On December 16, 2009, Mark A. Stachiw of MetroPCS Communications, Inc. ("MetroPCS"), along with Carl W. Northrop and Michael Lazarus of Paul, Hastings, Janofsky & Walker LLP ("Paul Hastings"), participated in a meeting with Angela Giancarlo, Chief of Staff to Commissioner McDowell, regarding the above-referenced proceeding.

MetroPCS discussed the capacity constraints that many wireless carriers operate under, particularly MetroPCS, which only has 10 MHz of spectrum in a number of its markets and the constraints that the spectrum shortage places on its practical ability to open up its network indiscriminately to all applications, particularly capacity intensive uses. MetroPCS also discussed the challenges that MetroPCS faces in its upcoming deployment of long term evolution 4G services over a portion of its existing spectrum. It also discussed the differences between wireline and wireless networks, and the difficulties in articulating a workable definition for reasonable wireless network management that would not potentially cause adverse unintended consequences.

Kindly refer any questions in connection with this letter to the undersigned.

Respectfully submitted,



Carl W. Northrop  
of PAUL, HASTINGS, JANOFSKY & WALKER LLP

cc: (via email) Angela Giancarlo