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

**April 13, 2010**

**Re: Notice of *Ex Parte* Presentation**

**RE: WT Docket No. 08-7**

Dear Ms. Dortch,

This letter is to advise you, in accordance with Section 1.1206(b) of the Commission's rules, that on April 12, 2010, Chris Riley of Free Press met with David Goldman, Legal Advisor to Chairman Genachowski, and Preston Thomas, Legal Intern. We discussed issues related to the pending petition concerning regulatory classification of text message and short code services. In particular, we discussed the factual circumstances involved in the recent dispute over short code services currently being provided by Sprint to Catholic Relief Services through Mobile Commons. We discussed the extent to which burdens fall on other organizations seeking to utilize such short code services. Free Press emphasized our understanding that numerous small and non-profit organizations face practical obstacles in using short code services, along with an ever-present potential for denials and refusals of service, and yet these organizations currently have no legal avenue for recourse to bring legitimate complaints. We discussed the impact of these issues on text message users, as text messaging has become a central form of communication for American citizens, for personal, professional, and democratic purposes. Free Press emphasized that text messaging users should have clarity and certainty that service providers cannot engage in unreasonable activities, and Free Press reiterated our established position that Title II classification for text messaging and short code services would be a proper means of ensuring appropriate protections.

Sincerely,

*/s/ Chris Riley*

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