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November 22, 2010 57739.00015

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

Re: WT Docket No. 05-265 (Data Roaming); GN Docket No. 09-191 (Preserving the Open Internet); WC Docket No. 07-52 (Broadband Industry Practices); GN Docket No. 09-51 (National Broadband Plan)

Dear Ms. Dortch:

On November 19, 2010, Mark A. Stachiw, Executive Vice President, General Counsel and Secretary of MetroPCS Communications, Inc. ("MetroPCS"), along with Carl W. Northrop and Michael Lazarus of Paul, Hastings, Janofsky & Walker LLP ("Paul Hastings"), met with Edward Lazarus, Chief of Staff for Chairman Genachowski and Rick Kaplan, Chief Counsel and Senior Legal Advisor to Chairman Genachowski. The oral presentations made during the meeting were consistent with the pleadings and *ex partes* filed on behalf of MetroPCS in the above-referenced proceedings.

During this conference the participants discussed MetroPCS' recently-launched, first U.S. commercial 4G Long Term Evolution ("LTE") networks, and MetroPCS' offering of the world's first commercially-available 4G LTE handset, the Samsung Craft. MetroPCS discussed its 4G LTE network deployments in Las Vegas, NV, the Dallas-Fort Worth, TX Metroplex, Detroit, Los Angeles, and Philadelphia. MetroPCS also discussed its plans to continue its 4G LTE network buildout through the end of 2010 and throughout 2011.

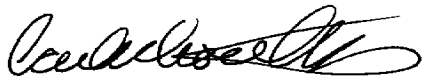
MetroPCS also emphasized its opposition to the application of net neutrality regulations to providers of wireless broadband Internet access. MetroPCS expressed particular concern that broad net neutrality provisions will adversely affect a service provider's ability to make necessary decisions, taking into consideration the competitive environment and cost factors, regarding the particular services and lines of business the carrier chooses to be in to best meet consumer needs. MetroPCS emphasized the distinct differences between wireline and wireless networks, and the severe problems that wireless providers would face due to the adoption of any such regulations. These problems are exacerbated

due to the universally recognized "spectrum crunch"[1] that wireless providers are facing in both the near and long-term.

If, despite all these considerations, the Commission imposes net neutrality requirements on wireless carriers, MetroPCS recommended that the Commission defer the effective date any such regulations for wireless providers until the spectrum crunch is mitigated by the allocation of additional broadband spectrum for the mobile broadband industry as contemplated by the National broadband Plan, or otherwise make accommodations for carriers that are spectrum constrained.

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) Edward Lazarus
Rick Kaplan

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[1] "FCC Chairman Julius Genachowski Statement on NTIA Spectrum Report," FCC News Release (Nov. 15, 2010).