

May 4, 2011

***Via Electronic Filing***

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

**Re: Written *Ex Parte* Communication, ET Docket No. 04-35; WC Docket No. 05-271; GN Docket Nos. 09-47, 09-51, 09-137**

Dear Ms. Dortch:

On Tuesday May 3, 2011, Christopher Guttman-McCabe and Brian Josef of CTIA—The Wireless Association®, along with Steve Morris of NCTA, Anthony Jones and Robert Mayer of US Telecom, Ian Dillner of Verizon, and Brita Strandberg of Vonage Holdings Corp., met with Josh Gottheimer, Senior Counselor to Chairman Julius Genachowski, and Jessica Almond of Chairman Genachowski's office. On Wednesday, May 4, 2011, Ms. Strandberg, Messrs. Guttman-McCabe, Josef, Morris, Jones and Dillner, joined by Mike Fingerhut of Sprint Nextel, met separately with Charles Mathias, Senior Legal Advisor, and Rafi Martina, in the Office of Commissioner Meredith Attwell Baker. Also on May 4<sup>th</sup>, Ms. Strandberg and Messrs. Josef, Morris, Jones and Dillner met with Louis Peraertz, Legal Advisor to Commissioner Mignon Clyburn. In each of the meetings, the parties discussed the Commission's upcoming Broadband Outage Reporting NPRM proceeding.

During the meetings, the parties expressed concerns regarding the adoption of a Notice of Proposed Rulemaking at this time to extend outage reporting requirements to interconnected VoIP and broadband service providers. The parties specifically noted duplicative efforts already underway within the Commission, in addition to other government agencies, that address the monitoring and strengthening of the nation's communications infrastructure. As such, the parties explained that the NPRM is premature and that the Commission should, instead, proceed with a Notice of Inquiry that encourages collaboration between the FCC, industry, and other relevant federal entities to best achieve the goals of a strong and secure communications infrastructure. The parties also discussed the attached document during the meeting.

Pursuant to Section 1.1206 of the Commission's rules, a copy of this letter and handout used during the meeting are being filed via ECFS with your office. Should you have any questions, please do not hesitate to contact the undersigned.

Sincerely,

*/s/ Brian M. Josef*

Brian M. Josef

Attachment

cc: Josh Gottheimer  
Jessica Almond  
Charles Mathias  
Rafi Martina  
Louis Peraertz