

May 5, 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 Thursday May 5, 2011, I contacted Angela Giancarlo, Chief of Staff and Senior Legal Advisor to Commissioner Robert McDowell, via telephone regarding the Commission's upcoming Broadband Outage Reporting NPRM proceeding.

I expressed my concern, on behalf of CTIA's members, regarding the adoption of a Notice of Proposed Rulemaking at this time to extend outage reporting requirements to interconnected VoIP and broadband service providers. I 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. I further 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.

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

Sincerely,

*/s/ Christopher Guttman-McCabe*

Christopher Guttman-McCabe

cc: Angela Giancarlo