

September 21, 2011

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

Re: Notice of Oral *Ex Parte* Communication
WT Docket No. 11-65

Dear Ms. Dortch:

On September 21, 2011, Gigi Sohn, President, and Harold Feld, Legal Director, Public Knowledge (PK), met with Commissioner Robert M. McDowell and Acting Legal Advisor Erin McGrath with regard to the application for FCC consent to transfer licenses of T-Mobile to AT&T. This notice is submitted in compliance with Section 1.1206(b) of the Commission's Rules.

PK discussed the following options with the Commission. First, PK urged the Commission to reject the application for transfer of license as a matter of law under Section 314 of the Communications Act. The Department of Justice (DoJ) and the Applicant's own submissions demonstrate that the proposed transfer would satisfy all necessary conditions for Section 314 to apply. The number of international GSM carriers would be reduced from two to one, thereby creating a monopoly that Section 314 holds as illegal.

Second, PK urged in the alternative that the Commission designate the matter for hearing. As the Commission must approve the application for transfer even in the event that DoJ is unsuccessful, a hearing would be in the best interest of all parties, and Section 314's resolution could be considered in the context of such a hearing.

Finally, PK reiterated their position as presented in their letter to the Commission dated September 19, 2011 regarding Applicant's claims regarding jobs. PK does not believe that this merger will create jobs; in fact, the opposite will likely occur.

Sincerely,

_____/s/_____
Harold Feld
Legal Director
Public Knowledge

cc. Robert M. McDowell
Erin McGrath