

JOHN D. ROCKEFELLER IV  
WEST VIRGINIA

# United States Senate

WASHINGTON, DC 20510-4802

February 17, 2005

5727862

Ms. Lorraine Miller, Director  
Office of Congressional Relations  
Federal Trade Commission  
Room 404  
6th Street & Pennsylvania Avenue N. W.  
Washington, D.C. 20580

FEDERAL TRADE COMMISSION  
05 FEB 25 PM 1:37  
CONG. COURTESY BRANCH

Dear Lorraine,

Please find enclosed a letter from one of my constituents, Mr. Harold Phillips of Fairmont, West Virginia. Mr. Phillips contacted my office regarding the FTC's proposal to allow telemarketers to deliver pre-recorded messages to consumers. I would appreciate if you could respond to his concerns, and that you send a copy of your response to my Washington office.

Thank you for your consideration. My best to you.

Sincerely,



John D. Rockefeller IV

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December 2, 2004

Sen. Robert C. Byrd  
311 Hart Senate Office Building  
Washington, DC 20510-4801

Sen. John D. Rockefeller  
531 Hart Senate Office Building  
Washington, DC 20510-4802

Rep. Alan B. Mollohan  
2302 Rayburn House Office Building  
Washington, DC 20515-4801

Dear Congressmen.

I attempted to email each of you but haven't received an acknowledgment.

RE: Times West Virginian, Fairmont, November 27, 2004, page 1A. I solicit your support to block the FTC's Division of Marketing Practices proposed rule change which would open a loophole and allow companies to deliver "Prerecorded Message Telemarketing" to American homes. Before my name was entered on the "Do Not Call" list, I received multiple unwanted and irritating sales pitches daily. A prerecorded message does not allow me to instruct them to remove my telephone number from their call list. Surely that's not the American way. Please exercise your influence, and your vote, and block this attempt to take advantage of a loophole. Hey, better still, why not legislate a change to close the loophole? Thank you for your attention.

*Harold E. Phillips, Jr.*