



Aug. 4, 2011

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
The Portals, TW-A325  
445 12th Street SW  
Washington, DC 20554

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

**In the Matter of Applications of AT&T Inc. and Deutsche Telekom AG  
For Consent to Assign or Transfer Control of Licenses and Authorizations**

Dear Ms. Dortch:

On Wednesday, August 3, 2011, Mr. James Courter, Vice Chairman of the Board of IDT Corporation, Michael Glassner, of C&M Transcontinental, LLC, and the undersigned (both on behalf of IDT) met with Renata Hesse, Melissa Tye, Paul Murray, Patrick DeGraba, Joel Rabinovitz and Jim Bird concerning the proposed merger of AT&T and T-Mobile.

Mr. Courter expressed strong opposition to the proposed merger of AT&T and T-Mobile, maintaining that the merger would cause excessive consolidation in the mobile services marketplace and make it impossible for smaller, entrepreneurial companies such as IDT to compete. Mr. Courter explained that IDT's TuYo Mobile subsidiary provides affordable, pre-paid mobile services, especially to low-income "unbanked" Hispanic consumers that are not generally served by the larger mobile services companies. TuYo Mobile re-sells the GSM-based spectrum of T-Mobile pursuant to a commercial agreement between the two companies.

Mr. Courter explained that the proposed merger of AT&T and T-Mobile could jeopardize the ability of IDT and other Mobile Virtual Network Operators ("MVNOs") to continue to provide GSM-based service. The proposed merger would create two super-companies that would dominate the market to the detriment of low-income people who rely upon the availability of low-cost resellers such as TuYo Mobile. AT&T has not committed to making wholesale spectrum available to MVNOs in its application to acquire T-Mobile, and AT&T does not have a favorable track record in providing wholesale access to its spectrum.

Furthermore, T-Mobile and AT&T are the only two facilities-based providers of GSM service; if the merger is permitted, there is a great risk that MVNOs will be unable to provide competitive mobile service using the GSM standard in the United States. GSM-based service is especially valuable to Hispanic consumers because they can take the phone handset with them when they

travel outside of the U.S. and use the phone to make calls from the many foreign countries that operate on the GSM standard.

Mr. Courter also pointed out that T-Mobile has engaged in anticompetitive behavior against IDT and TuYo Mobile by threatening to cut off T-Mobile service to third-party retail outlets unless those outlets agreed to discontinue selling TuYo Mobile services. This conduct is an example of the kind of anticompetitive activity that would become even worse if the only two providers of GSM mobile services in the U.S. are allowed to consolidate.

Sincerely,

A handwritten signature in black ink that reads "John Windhausen, Jr." with a stylized flourish at the end.

John Windhausen, Jr.

President

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cc: Renata Hesse  
Melissa Tye  
Paul Murray  
Patrick DeGraba  
Joel Rabinovitz  
Jim Bird