cingular
WIRELESS

October 6, 2004

Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, SW, Room TW-A325
Washington, DC 20554

Re: *WT Docket No. 04-70 – Section 1 935(a) Certification*

Dear Ms. Dortch:

Cingular Wireless Corporation ("Cingular") hereby responds to the request of Kaplan Telephone Company d/b/a PACE Communications ("Kaplan")[1] for Commission approval to withdraw its Informal Objection and Request for Commission Action.[2] As required by Section 1 935(b), attached is a certification that:

> Cingular and its principals have not paid, and will not pay, any money to Kaplan for the withdrawal of its informal objection ("Objection") to the merger. The withdrawal was based solely on the execution of an Addendum to the parties existing Switching Services Agreement. The Addendum was attached to Kaplan's Motion to Withdraw and resolved a private contractual dispute that formed the basis of the Objection.

The sole consideration for Kaplan's withdrawal is described in, and attached to, the Motion. AT&T Wireless Services, Inc., the other applicant in the referenced proceeding, was not a party to the negotiations.

If you have any questions, please do not hesitate to contact the undersigned.

Very truly yours,

/s/
Brian F. Fontes
Vice President – Federal Relations

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[1] Motion to Withdraw Informal Objection and Request for Commission Action, WT Docket No. 04-70 (Oct. 6, 2004) ("Motion").

[2] Informal Objection and Request for Commission Action, WT Docket No. 04-70 (Sept. 27, 2004).

CERTIFICATION OF JOE LARUSSA

I, Joe Larussa, hereby certify the following under penalty of perjury:

1. I currently hold the title of Vice President General Manager, Louisiana, Alabama, Mississippi Region with Cingular.

2. Cingular and its principals have not paid, and will not pay, any money to Kaplan for the withdrawal of its informal objection ("Objection") to the merger. The withdrawal was based solely on the execution of an Addendum to the parties existing Switching Services Agreement. The Addendum was attached to Kaplan's Motion to Withdraw and resolved a private contractual dispute that formed the basis of the Objection.

Joe Larussa

10/2/04
Date