

RECEIVED
RECORDS MANAGEMENT

04 JUN 28 AM 11:11

Law Office of
Richard A. Finnigan2405 Evergreen Park Drive SW
Suite B-1
Olympia, Washington 98502
Fax (360) 753-6862Richard A. Finnigan
(360) 956-7001Kathy McCrary
(360) 753-7012
Paralegal

June 28, 2004

Ms. Carole J. Washburn, Executive Secretary
Washington Utilities and Transportation Commission
1300 South Evergreen Park Drive SW
Olympia, WA 98504-7250

Re: Traffic Exchange Agreement Between Mashell Telecom, Inc. and T-Mobile
USA, Inc.

Dear Ms. Washburn:

Enclosed you will find the original and three copies of the above-referenced Traffic Exchange Agreement. Mashell Telecom, Inc. views the agreement as negotiated pursuant to Section 332 of the Telecommunications Act of 1996. Mashell Telecom, Inc. did not negotiate this Agreement pursuant to Section 251(c) of the Act and expressly preserves its exemption from Section 251(c) obligations.

However, in light of the generic language in Section 252(e) and the Federal Communications Commission Order FCC 02-276 (WC Docket No. 02-89), pending further clarification from this Commission as to what agreements must be filed for Commission approval (*see, e.g.*, pending Docket UT-033011), this Agreement is filed for approval by the Commission.

Thank you for your attention to the attached.

Sincerely,



RICHARD A. FINNIGAN

RAF/km
Enclosures

cc: Dan Menser
Skip Haynes