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May 13, 2009

FILING VIA ECF

Honorable Jose L. Linares, U.S.D.J.  
United States District court  
Martin Luther King, Jr. Federal Building & U.S. Courthouse  
Room 5054  
50 Walnut Street  
Newark, NJ 07101-0999

**Re: Milliron v. T-Mobile USA, Inc.**  
**Civil Action No. 08-04149**

Dear Judge Linares:

We write jointly with Class Counsel to request that Your Honor slightly modify the schedule set forth in the February 19, 2009 Order Granting Preliminary Approval to Proposed Settlement (the "Preliminary Approval Order") to allow for additional time to complete the process of giving notice to the Class.

Pursuant to the Preliminary Approval Order, T-Mobile has been diligently mailing notice to more than 7 million current subscribers who may be eligible for relief under the terms of the settlement. Due to a glitch in the mailing process, however, approximately 178,000 current subscribers did not receive the notice that was supposed to be mailed to them with their bills. T-Mobile intends to include the requisite notice in the next bill cycle for those customers. Unfortunately, however, the individuals may not receive the notice until approximately June 15. Accordingly, the Parties jointly propose to modify the current schedule to ensure that these individuals will have a full opportunity to consider and respond to the settlement after they receive notice.

The current schedule, and the Parties' proposed schedule, both appear below:

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Event	Current Deadline	Proposed Deadline
Deadline to File Declarations Attesting that Notice Program Was Completed [Preliminary Approval Order ¶ 8(c)]	June 3, 2009	July 2, 2009
Requests for Exclusion Due [Preliminary Approval Order ¶ 10]		
Objections to Settlement Due [Preliminary Approval Order ¶ 12]		
Report on Number of Requests for Exclusion Due [Preliminary Approval Order ¶ 10]	June 10, 2009	July 9, 2009
ETF Counsel's Fee Requests Due [Preliminary Approval Order ¶ 6]		
Deadline for Class Counsel to File Materials in Support of Settlement [Preliminary Approval Order ¶ 14]	June 17, 2009	July 17, 2009
Class Counsel's Application for Attorneys' Fees and Costs Due [Preliminary Approval Order ¶ 14]		
Objections to Application for Class Counsel Attorneys' Fees and Costs Due [Preliminary Approval Order ¶ 15]	June 22, 2009	July 22, 2009
Final Approval Hearing [Preliminary Approval Order ¶ 5]	June 24, 2009	<del>On or after July 24, 2009</del>

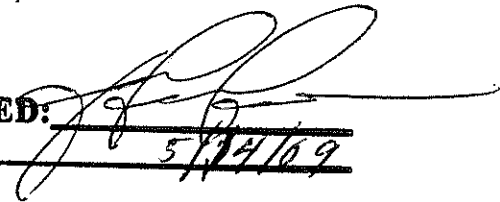
July 27, 2009  
10 A.M.

In the event that Your Honor is in agreement that the proposed changes are in order, we would respectfully request that Your Honor "So Order" this letter, and we will update the deadlines on the existing settlement website and in future notices that are printed.

Respectfully submitted,

s/ Gavin J. Rooney

**SO ORDERED:**  
**DATED:**



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