



**Australian
Competition &
Consumer
Commission**

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25 October 2004

Mr Gerry O'Brien
Partner
Mallesons Stephen Jaques
Level 28 Rialto
525 Collins Street
Melbourne VIC 3000

Dear Mr O'Brien

**Re: Third line forcing notifications No. N40789 – N40793 and N40776 – N40778
lodged by various Telstra Licensed Shops**

I refer to the above third line forcing notifications lodged by the following Telstra Licensed Shops (Telstra licensees) with the Australian Competition and Consumer Commission (ACCC) on 15 October 2004:

Sunfones Pty Ltd	(N40776)
Talk It Up Solutions Pty Ltd	(N40777)
Landed Enterprises Pty Ltd	(N40778)
Rantar Pty Ltd	(N40789)
BJ & JLW Enterprises Pty Ltd	(N40790)
Australian Crystal Telecommunications Pty Ltd	(N40791)
MPBH Pty Ltd	(N40792)
Artanda Pty Ltd	(N40793)

You have described the conduct as involving Telstra licensees offering certain inducements to customers on condition that they acquire or agree to acquire mobile services or particular mobile plans from Telstra.

Legal immunity provided by the notifications will commence on 29 October 2004.

On the basis of the information that you have provided, it is not intended that further action be taken in this matter at this stage.



As with any notification, please note that the ACCC may act to remove the immunity afforded by this notification at a later stage if it is satisfied that the likely benefit to the public from the conduct will not outweigh the likely detriment to the public from the conduct.

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please do not hesitate to contact Jaime Norton on 02 6243 1208.

Yours sincerely



Tim Grimwade
General Manager
Adjudication Branch