



**Australian  
Competition &  
Consumer  
Commission**

Our Ref: N40984  
Contact Officer: Shannon Bona  
Contact Number: 03 9290 1479

PO Box 1199  
Dickson ACT 2602  
470 Northbourne Ave  
Dickson ACT 2602  
ph (02) 6243 1111  
fax (02) 6243 1199  
[www.accc.gov.au](http://www.accc.gov.au)

6 June 2006

Amanda Bodger  
Partner  
Mallesons Stephen Jaques  
Level 50, Bourke Place  
600 Bourke Street  
MELBOURNE VIC 3000

Dear Ms Bodger

**Exclusive dealing notification N40984 lodged by  
Telstra Corporation Limited (Telstra)**

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 24 May 2006. The notification has been placed on the ACCC's public register.

According to the notification, Telstra proposes to:

- (i) supply or offer to supply to customers the Promotional Handset; and
- (ii) give or allow, or offer to give or allow, a discount on the supply of or proposed supply of the usual price of the Promotional handset,

on the condition that customers have acquired membership of Coke Live and purchase the Promotional Handset on the Coke Live website.

The Promotional Handset is defined in the notification as the Motorola V3 handset.

Legal immunity conferred by the notification will come into force on 7 June 2006.

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, the ACCC may act to remove the immunity afforded by the 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.



A copy of this letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please contact Shannon Bona on 03 9290 1479.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Scott Gregson', with a large, sweeping flourish extending to the right.

Scott Gregson  
General Manager  
Adjudication Branch