



October 24, 2014

VIA ECFS

EX PARTE NOTICE

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: *Technology Transitions, GN Docket No. 13-5; AT&T Petition to Launch a Proceeding Concerning the TDM-to-IP Transition, GN Docket No. 12-353*

Dear Ms. Dortch,

On October 22, 2014, Jennie Chandra of Windstream, John Nakahata of Harris Wiltshire & Grannis LLP representing Windstream Communications (“Windstream”), Lisa Youngers of XO Communications, Thomas Cohen and Chip Yorkgitis of Kelley Drye & Warren LLP representing XO, Nick Alexander of Level 3 Communications, Rochelle Jones of tw telecom (by phone), and Thomas Jones of Willkie Farr & Gallagher LLP representing Level 3 and tw telecom, and Angie Kronenberg and the undersigned from COMPTTEL, met with Daniel Kahn, Deena Shetler, Christopher Koves, Marvin Sacks, William Layton, Pamela Arluk and Matt DelNero of the Wireline Competition Bureau.

In the meeting, we proposed policy principles regarding the application of special construction charges. The attached document, which was handed out during the meeting, reflects that discussion. These principles could be incorporated into rules, interpretative rules or policy statements to provide some basic guidance with respect to just and reasonable practices for special construction. At present, CLECs have little assurance that ILECs are actually testing circuits before declaring unavailability, and have little transparency into ILEC determinations of special construction costs. Special construction costs and the time for obtaining estimates and completing construction can materially limit competition to the ILEC. Please do not hesitate to contact us if you have any questions about this submission.

Respectfully submitted,

/s/ Karen Reidy

Attachment

cc: Deena Shetler
Matt DelNero
Pamela Arluk
William Layton
Daniel Kahn
Christopher Koves
Marvin Sacks