

November 7, 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 November 6, 2014, Angie Kronenberg and the undersigned from COMPTTEL, met with Rebekah Goodheart and Christine Sanquist of Commission Clyburn's office with regard to the item on the Commission's Tentative Agenda for the November Open Meeting, considering a Notice of Proposed Rulemaking, Declaratory Ruling, and Order "to facilitate the transition to next generation networks promoting and preserving the Commission's public safety, consumer protection, and competition goals."¹

In the meeting we emphasized the importance of the Commission's consideration of a standard for discontinuance of incumbent legacy services and that that standard should ensure that the incumbent LECs may not discontinue DSn special access services, and other services used as wholesale inputs to serving business customers, unless and until it offers comparable successor services on rates, terms and conditions that are equivalent to or more favorable to the purchaser as those services being discontinued. We also discussed the request we made in the filing on June 27, 2014,² which we provided them at the meeting.

We also stressed the importance of the Commission revisiting and seeking proposals to strengthen copper retirement rules, both in terms of process (notification and standard) and what it means to retire copper. The Commission should also confirm in this Order that incumbent LECs cannot simply refuse to maintain copper, making unavailable for use, without following the process for copper retirement. The Commission should also consider, as part of this rulemaking, expedited and effective means of ensuring compliance with the copper retirement and maintenance rules.

¹ "FCC Announces Tentative Agenda for November Open Meeting" FCC News, Oct. 31, 2014, *available at*: <http://www.fcc.gov/document/fcc-announces-tentative-agenda-november-open-meeting-1>

² Letter from Karen Reidy, COMPTTEL, to Marlene H. Dortch, FCC, GN Docket No. 13-5, 12-353, RM-11358, filed June 27, 2014.

Please do not hesitate to contact us if you have any questions about this submission.

Respectfully submitted,

/s/ Karen Reidy

cc: Rebekah Goodheart
Christine Sanquist