

EX PARTE OR LATE FILED



James W. Spurlock
Government Affairs Director

Suite 1000
1120 20th Street, N.W.
Washington, DC 20036
202 457-3878
FAX 202 457-2127
EMAIL spurlock@att.com

January 22, 1999

Magalie Roman Salas, Secretary
Federal Communications Commission
445 Twelfth Street, SW Room TWB-204
Washington, D.C. 20554

RECEIVED

JAN 22 1999

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

RE: Ex Parte CC Docket 96-128
Implementation of the Pay Telephone Reclassification and
Compensation Provision of the Telecommunications Act of 1996

Dear Ms. Salas:

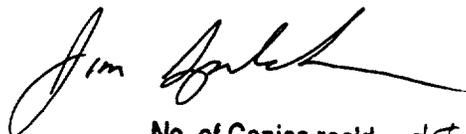
On Wednesday January 20, 1999, Richard Whitt of MCIW, George Ford of MCIW, Richard Juhnke of GTE Sprint, and I met with Legal Advisor Thomas C. Power (Office of Chairman Kennard) to discuss the above-captioned docket.

We discussed strong concerns relevant to any future Commission action that does not contain a bottom-up analysis of relevant payphone provider costs and a recognition that the average volume of calls per payphone per month cannot be significantly less than the call volume recently determined by the Commission in its Second Report & Order. It was specifically emphasized that Congress mandated the Commission in the Telecommunications Act of 1996 to set a fair price for economic payphones and that it has allowed the Commission to permit state regulatory bodies to deal with any future potential issues involving non-economic public payphones through a state-specific process.

Two copies of this Notice are being submitted to the Secretary of the FCC in accordance with Section 1.1206(a)(1) of the Commission's rules.

Sincerely,

cc: Mr. Thomas C. Power
Mr. Richard Whitt
Mr. Richard Juhnke
Mr. George Ford


No. of Copies rec'd DT
List A B C D E