

**Communications
Workers of America**
AFL-CIO, CLC

501 Third Street, N.W.
Washington, D.C. 20001-2797
202/434-1100 Fax 202/434-1279

ORIGINAL
EX PARTE OR LATE FILED

December 20, 2000

Ms. Magalie Roman Salas, Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

RECEIVED

DEC 20 2000

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

RE: Ex Parte Notice
In the Matter of Applications for Consent to the Transfer of Control of Licenses and
Section 214 Authorizations from MediaOne Group, Inc. to AT&T Corp.,
CS Docket No. 99-251

Dear Ms. Salas:

Enclosed is an original and one copy of a letter from Morton Bahr, CWA President, to Chairman William E. Kennard. The letter supports action taken by the Cable Services Bureau on December 18, 2000 to require AT&T to make a single election for divestiture in compliance with the AT&T/MediaOne Order.

Sincerely,



Debbie Goldman, Research Economist
Research and Development Department

No. of Copies rec'd 012
LWABGDE

**Communications
Workers of America**
AFL-CIO, CLC

501 Third Street, N.W.
Washington, D.C. 20001-2797
202/434-1100 Fax 202/434-1139

Morton Bahr
President **EX PARTE OR LATE FILED**

RECEIVED

DEC 20 2000

**FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY**

December 20, 2000

The Honorable William E. Kennard
Chairman
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

Dear Chairman Kennard:

Re: In the Matter of Applications for Consent to the Transfer of Control of Licenses and Section 214 Authorizations from MediaOne Group, Inc. to AT&T Corp., CS Docket No. 99-251

AT&T has failed to meet its legal obligation under the terms of the AT&T/MediaOne Merger Order to provide the Commission by December 15, 2000, with a definitive statement as to which one of three divestiture options it elects to take in order to comply with cable ownership limits.

Rather than make a single election as required by the Order, AT&T is hedging its bets. In its December 15 letter to the Commission, AT&T stated that it would either: 1) spin off Liberty Media if the IRS gives a favorable tax ruling; or 2) sell off its 25 percent stake in Time Warner Entertainment if the IRS does not give a favorable tax ruling.

As you noted in approving the AT&T/MediaOne merger last June, AT&T would have six months — until December 15 — to make an “irrevocable election” from among three divestiture options. The six-month time frame gave AT&T ample time to investigate its options with the IRS and to negotiate a business deal. Instead, AT&T hopes that the Commission will grant it further opportunity to obfuscate and delay.

To protect the integrity of the merger review process, it is imperative that the Commission take strong action to ensure AT&T compliance with the commitments it made in the AT&T/MediaOne merger review.

The Honorable William E. Kennard
December 20, 2000
Page 2

I fully support the action taken by the Commission's Cable Services Bureau to require AT&T to elect a single compliance option immediately, with no "escape clause." Should AT&T fail to comply, the Commission should take strong and immediate enforcement action.

Sincerely,

A handwritten signature in black ink, appearing to read "Morton Bahr". The signature is fluid and cursive, with a long horizontal stroke at the beginning.

Morton Bahr
President

cc: Commissioner Susan Ness
Commissioner Gloria Tristani
Commissioner Michael Powell
Commissioner Harold Furchtgott-Roth
Deborah Lathen
Jim Bird
Kathryn Brown