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PUBLIC VERSION

March 5, 2001

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FCC MAIL ROOM

VIA OVERNIGHT MAIL

Magalie Roman Salas
Secretary
Federal Communications Commission
Room TW-A325
445 Twelfth Street, S.W.
Washington, D.C. 20554

Re: CC Docket Nos. 96-98; 99-200; Ex Parte Written Submission

Dear Ms. Salas:

At the request of Yog R. Varma, Deputy Bureau Chief, Common Carrier Bureau, Level 3 Communications, LLC ("Level 3") is submitting its Federal Communications Commission ("FCC") Form 502 saved onto a compact disc as Exhibit A and specific information concerning Level 3 NXX codes as Exhibit B. Pursuant to Sections 0.457 and 0.459 of the Commission's Rules, 47 C.F.R. §§ 0.457, 0.459 (2000), Level 3 requests that the information contained in Exhibits A and B not be subject to public inspection. Level 3 further notes that the FCC determined that the data contained in FCC Form 502 should be treated as confidential and should be exempt from disclosure under 5 U.S.C. § 552(b)(4).¹ Level 3 provides an additional copy of this letter for filing in the public record.

Specifically, this information contains sensitive commercial, financial, and market information concerning Level 3's business operations and services. Given the intensely competitive nature of the telecommunications market and Level 3's relatively small market share, Level 3 believes that the information contained in

¹ See *Numbering Resource Optimization*, Report and Order and Further Notice of Proposed Rulemaking, 15 FCC Rcd 7574, 7574 at ¶ 78 (rel. Mar. 31, 2000).

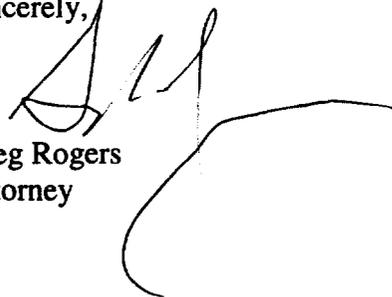
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Exhibits A and B has significant competitive value. Consistent with Section 0.457(d) of the Commission's Rules, Level 3 considers such information as confidential and would not customarily disclose such information to competitors. Level 3 strongly believes that public disclosure of such information will place Level 3 at a significant competitive disadvantage in the telecommunications marketplace, while confidential treatment will not adversely affect any interested party. Further, granting this request is in the public interest because it will promote continued competition in the telecommunications services marketplace.

For the foregoing reasons, Level 3 respectfully requests that the attached Exhibits be withheld from public inspection in accordance with Section 0.457. The subject information qualifies as commercial, financial, and other information that would "customarily be guarded from competitors" pursuant to Section 0.457(d)(2)(i).

In accordance with Section 1.1206(b)(2) of the FCC's Rules, an original and two copies of this letter are being filed with your office for inclusion in the public record. Please date stamp the enclosed extra copy and return in the postage prepaid envelope provided. Please do not hesitate to contact the undersigned if you have any questions concerning this filing.

Sincerely,

A handwritten signature in black ink, appearing to read 'Greg Rogers', with a long horizontal flourish extending to the right.

Greg Rogers
Attorney

Attachment

cc: Yog Varma, Deputy Bureau Chief
Cheryl Callahan, Attorney Advisor
Sanford Williams, Attorney Advisor
Ronald W. Del Sesto, Jr., Swidler Berlin Shereff Friedman, LLP

EXHIBIT A

CONFIDENTIAL

NOT FOR PUBLIC DISCLOSURE

Level 3 Communications, LLC FCC FORM 502

EXHIBIT B

CONFIDENTIAL

NOT FOR PUBLIC DISCLOSURE

Level 3 Communications, LLC's NXXs

In Pooling NPAs