

ORIGINAL

 Lampert & O'Connor, P.C.

1750 K Street NW  
Suite 600  
Washington, DC 20006

EX PARTE OR LATE FILED

Donna N. Lampert  
lampert@l-olaw.com

Tel 202/887-6230  
Fax 202/887-6231

VIA HAND DELIVERY

April 18, 2002

RECEIVED

APR 18 2002

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

EX PARTE

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
The Portals  
TW-A325  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

Re: Oral Ex Parte Presentation  
CC Docket Nos. 96-45; 01-337; 02-33

Dear Ms. Dortch:

On April 17, 2002, Steven Teplitz, Vice President and Associate General Counsel, AOL Time Warner Inc., and the undersigned met with the following, all of the Wireline Competition Bureau: Dorothy Attwood, Bureau Chief; Jeff Carlisle, Senior Deputy Bureau Chief; Carol Matthey, Deputy Bureau Chief; Michelle Carey, Chief, Competition Policy Division; Brent Olson, Deputy Chief, Competition Policy Division; Katherine Schroder, Chief, Telecommunications Access Policy Division; Eric Einhorn, Deputy Chief, Telecommunications Access Policy Division; Christopher Libertelli, Special Counsel; Jessica Rosenworcel, Legal Counsel; Cathy Carpino, Telecommunications Access Policy Division; Paul Garnett, Telecommunications Access Policy Division; and Diane Law Hsu, Telecommunications Access Policy Division.

In the meeting, we discussed the above-referenced proceedings. Specifically, we discussed the need for the FCC to decide broadband and related issues with the paramount goal of enhancing consumer welfare. We discussed the need to ensure that the FCC builds upon its successful policies that have promoted consumer choice of Internet Service Providers ("ISPs") on wireline facilities and the fact that today, consumers purchase services from their ISPs rather than directly from incumbent local telephone companies. Further, we reiterated that today, all ISPs, including carrier-affiliated and independent ISPs are properly treated outside of Title II regulation, classified as information service providers. Finally, we discussed how changes to the universal service reform contribution mechanism could impact business decisions and raised questions as to how extant proposals for reform might be implemented.

No. of Copies rec'd  
List ABCDE

of 4

**■ Lampert & O'Connor, P.C.**

April 18, 2002 - Ex Parte Filing

Page 2

Pursuant to Section 1.1206(b)(2) of the Commission's Rules, four copies of this Notice are being provided to you for inclusion in the public record in the above-captioned proceedings. Should you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke extending to the right.

Donna N. Lampert

CC: Dorothy Attwood  
Jeff Carlisle  
Carol Matthey  
Michelle Carey  
Brent Olson  
Katherine Schroder  
Eric Einhorn  
Christopher Libertelli  
Jessica Rosenworcel  
Cathy Carpino  
Paul Garnett  
Diane Law Hsu