

Dear FCC Commissioners & Staff:

Dear FCC Chairman Michael Powell,

My name is Garrett Griggs and I am the CEO and president of NY WEBB, Inc., webb.com and nywebb.net, in NY, NY. We began business in 1994. Most of our customers live and work in NYC and have Small businesses here. We also do a fair amount of web design and hosting for customers throughout the nation, and have some overseas customers as well.

We offer many services that our local phone companies, do not. Services like free Internet training classes, at our offices. We also helped numerous 401C3 not for profits get online, and created their Internet Identity, even before and without the e-rate (which we do not take advantage of), and we continue to host their websites.

When we opened for business we started, as many ISPs did, with a stack of ordinary dial-up modems and a fistful of phone lines from Ameritech. Of course getting phone lines from NYNEX/BellAtlantic/Verizon was always a problem, and we frequently lost customers when our modem lines became busy because NYNEX/BellAtlantic/Verizon was late delivering phone lines we had ordered well in advance.

Nowadays we have moved on from ordinary phone lines to digital PRI's (Primary Rate ISDN) and T-1's, and the second a CLEC came to town, we moved all of the business we could over to that company instead. Since then the price has gone down, but more importantly, service has improved (Broadview, Inc.)

Unfortunately, I can't say the same about DSL. The CLEC we work with has chosen not to enter the DSL business, and the expansion of some of the 'Data CLECs' has stopped. If we want to offer Internet access over DSL to our customers, we must do it through either NYNEX/BellAtlantic/Verizon or Broadview, Inc, and the prices we have been offered us make it impossible for us to compete. We are expected to pay \$40 per month for the data line to reach the customer, and turn around and compete with NYNEX/BellAtlantic/Verizon or Broadview, which is offering reconfigured phone lines, internet access and free \$200 modems, for \$50 per month and \$10.00 per month for Modem access. They are DUMPING when all the small ISPs go away the prices to consumers will SOAR. There is no way we can offer this product without losing money, and so we have stayed out of the DSL market. Unfortunately this also means that we are losing customers, either to NYNEX/BellAtlantic/Verizon or Broadview for DSL or to the cable company, since more and more of our customers are demanding faster access and if we can't provide it, they'll go to someone who will. If that trend continues, webb.com will only exist as a Name and registered Trademarks of WEBB, NY WEBB and WEBB.COM.

I do not have the resources to fight the tariff that NYNEX/BellAtlantic/Verizon or Broadview has filed that allows it to get away with charging ISPs a wholesale rate of \$40 for access to the network. I believe the true cost is probably a great deal less than that. However, I also do not believe that the answer to this problem is simply to allow NYNEX/BellAtlantic/Verizon or Broadview to stop selling access to the network at all, or to take away the requirements that are supposed to be preventing NYNEX/BellAtlantic/Verizon or Broadview from discriminating.

The answer is for the FCC to make a good faith effort to uncover the discrimination (whether it is in pricing (DUMPING) or provisioning) and put an end to it. Until the FCC has demonstrated that it is willing to do this for ISPs, any talk about lifting the rules for monopolies like NYNEX/BellAtlantic/Verizon or Broadview is premature.

I hope that you will take my comments seriously - I am sending a copy of this letter to my Congressman as well.

Sincerely,

Garrett Griggs
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