

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

THE WASHINGTON HARBOUR
3000 K STREET, NW, SUITE 300
WASHINGTON, DC 20007-5116
TELEPHONE (202) 424-7500
FACSIMILE (202) 424-7647
WWW.SWIDLAW.COM

NEW YORK OFFICE
THE CHRYSLER BUILDING
405 LEXINGTON AVENUE
NEW YORK, NY 10174
TEL. (212) 973-0111
FAX (212) 891-9598

August 27, 2002

ELECTRONICALLY FILED

Ms. Marlene H. Dortch
Secretary, Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20024

**Re: Attached Written *Ex Parte* Comments in Response to Comcast,
for Filing in MB Docket 02-70, in re the Applications of AT&T
Broadband and Comcast Corporation.**

Dear Secretary Dortch:

RCN Telecom Services, Inc., by its attorneys, is submitting the attached written *ex parte* comments by e-mail to the decision makers named in the "cc" list, below. Pursuant to section 1.1206(b)(1) and 1.49(f) of the Commission's Rules, this *ex parte* notice is being electronically filed for inclusion in the public record for the above-referenced docket. Please direct any questions concerning this filing to the undersigned.

Respectfully submitted,

s/
L. Elise Dieterich
*Counsel for RCN Telecom
Services, Inc.*

cc (by e-mail): Royce Sherlock
Roger Holberg
Erin Dozier

Secretary, Federal Communications Commission

August 27, 2002

Page 2

David Sappington
James Bird
Donald Stockdale
William Dever
Cynthia Bryant
Jeff Tobias
Qualex International