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Robert W. Quinn, Jr.  
Federal Government Affairs  
Vice President

Suite 1000  
1120 20th Street NW  
Washington DC 20036  
202 457 3851  
FAX 202 457 2545

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

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Ms. Marlene Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> St., SW, Room TWB-204  
Washington, DC 20554

Re: *Application by Qwest Communications International, Inc., for Authorization to Provide In-Region InterLATA Services in the States of Colorado, Idaho, Iowa, Nebraska and North Dakota, Docket No. 02-148.*

*Application by Qwest Communications International, Inc., for Authorization to Provide In-Region InterLATA Services in the States of Montana, Utah, Washington and Wyoming, Docket No. 02-189.*

Dear Ms. Dortch:

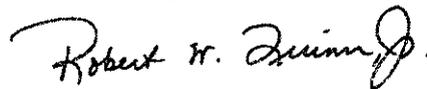
On Thursday August 29, 2002, Mark Schneider of Sidley Austin Brown & Wood, and I met by telephone with Monica Desai, Commissioner Martin's Acting Legal Adviser for these proceedings, and Emily Willeford, Commissioner Martin's Special Assistant, to discuss issues related to the aforementioned proceedings. In short, we urged the Commission to reject the Qwest applications for failure to comply with the requirements of the Section 271 checklist as well as on public interest grounds.

We explained that Qwest's August 20 proposal to file some of the secret Interconnection Agreements in its region did not cure the discrimination issues caused by Qwest's secret deals, nor did the proposal remove the qualification that KPMG affirmatively made on its third party OSS test results because of the potential that those results were tainted by preferential treatment given to CLEC secret deal recipients. In addition, we reiterated the fact that serious deficiencies remain with respect to Qwest's operational support systems and pricing of unbundled network elements that individually require the Commission to find that the checklist has not been met and

that the public interest would not be served by granting the referenced applications. Finally, we also noted that Section 272 (b) (2) and (5) require that this Commission find that Qwest has conducted its affiliate transactions and kept its books and records in the manner prescribed by the Commission. Qwest's incorrect affidavits filed at the outset of the proceedings asserting that its long distance affiliate's books and records had been kept in accordance with Generally Accepted Accounting Principles and its most recent statements that it cannot make that certification now are independent grounds which compel the Commission to deny this application.

The positions expressed by AT&T were consistent with those contained in the Comments and ex parte filings previously made in the aforementioned dockets. One copy of this Notice is being submitted for each of the referenced proceedings in accordance with the Commission's rules.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert H. Ziemann". The signature is written in a cursive style with a large initial "R".

cc: Monica Desai  
Emily Willeford