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September 25, 2002

EX PARTE

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
Room TW-A325
445 12th Street, S.W.
Washington, D.C. 20554

Re: CC Docket Nos. 01-338, 96-98, 98-147

Dear Ms. Dortch:

On September 24, 2002, I discussed Verizon's "no facility" rejection policy with Jeremy Miller of the Wireline Competition Bureau. During the conversation, I expressed the view that the nondiscrimination standard in Section 251(c)(3) requires that an ILEC make available to purchasers of UNEs any of pre-ordering, ordering, provisioning, maintenance and repair service for which there is a retail analog. This obligation includes the duty to add electronics needed to provision a high-capacity unbundled loop in the same circumstances and in the same manner as electronics are added by the ILEC to provide retail special access service.

Pursuant to Section 1.1206(b)(1) of the Commission's rules, 47 C.F.R. § 1.1206(b)(1), an electronic copy of this letter is being provided for inclusion in the public record of the above-referenced proceedings.

Sincerely,

/s/
Thomas Jones

cc: Jeremy Miller