WorldCom, Inc.
1133 19th Street, N.W.
Washington, D.C. 20036

October 1, 2002

EX PARTE

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers, CC Docket No. 01-338; Implementation of the Local Competition Provisions in the Telecommunications Act of 1996, CC Docket No. 96-98; Deployment of Wireline Services Offering Advanced Telecommunications Capability, CC Docket No. 98-147

Dear Ms. Dortch:

Yesterday, Lisa Smith, Bob Lanier, and I, all of WorldCom, met with the following members of the Wireline Competition Bureau: Aaron Goldberger, Ian Dillner, Michelle Carey, Mike Engel, Rob Tanner, Daniel Shiman, Jeremy Miller, Tom Navin, and Claudia Pabo. During the meeting we presented the attached material on competitive transport and incumbent local exchange carrier (ILEC) grooming performance.

Based on this material and the record developed in this proceeding, WorldCom argued that the Commission should find that requesting carriers are impaired without unbundled access to ILEC interoffice transmission facilities, except in those instances where four or more competitive providers offer transport from the end user's wire center to a relevant termination point. Even in those circumstances, the Commission should still find that requesting carriers are impaired in areas served by SBC and Verizon.

As the attached material shows, SBC and Verizon have placed unreasonable limits on circuit migration (a.k.a. " grooming") orders. Obviously, if circuits cannot be groomed rapidly and efficiently onto competitive transport facilities, competitors remain entirely dependent upon the ILECs' transport facilities. Unless something is done to remedy SBC's and Verizon's poor performance, which is substantially worse than what other ILECs achieve, it will prevent WorldCom from realizing for more than three years the full benefit of the investment it has already made in

competitive transport facilities. Moreover, the policies of SBC and Verizon have caused WorldCom to consider restricting future network expansions. To preserve the value of existing competitive investment and encourage continuing network investment, the Commission should require SBC and Verizon to provide WorldCom with bill credits for all circuit migrations not completed within 60 days.

SBC and Verizon incessantly claim that they welcome facilities-based competition. They have even claimed that they stand ready to cutover circuits to facilities-based competitors in whatever quantities may be demanded.[1] But their actions belie their words. Until this changes, the Commission should simply disregard their self-serving claims.

Sincerely,

_____/s/_____

Henry G. Hultquist
Senior Attorney
202.736.6485

Cc: Aaron Goldberger
Ian Dillner
Michelle Carey
Mike Engel
Rob Tanner
Daniel Shiman
Jeremy Miller
Tom Navin
Claudia Pabo

[1] *See, e.g.,* In the Matter of Review of the Section 251 Unbundling Requirements of Incumbent Local Exchange Carriers, CC Docket No. 01-338, Reply Comments of SBC Communications Inc. (filed July 17, 2002) at 126.