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December 23, 2002

EX PARTE

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

Re: WC Docket No. 01-337

Dear Ms. Dortch:

On December 20, 2002, I spoke by telephone with Chris Libertelli, Legal Advisor to Chairman Michael Powell. During the conversation, we discussed Time Warner Telecom's view that, in considering SBC's Petition for Forbearance from Regulation of Advanced Services in the above-referenced proceeding, the FCC should distinguish among relevant product markets for broadband, and in no event should the FCC conclude that SBC is nondominant in the provision of high-capacity end user connections needed by competitors that provide broadband services demanded by large, medium and small businesses. These positions are consistent with Time Warner Telecom's filings in the above-referenced proceeding.

Pursuant to Section 1.1206(b)(2) of the Commission's rules, 47 C.F.R. § 1.1206(b)(2), a copy of this letter is being filed electronically for inclusion in the public record of each of the above-referenced proceeding.

Sincerely,

/s/

Thomas Jones
Counsel to Time Warner Telecom

cc: Chris Libertelli