

LAWLER, METZGER & MILKMAN, LLC

2001 K STREET, NW
SUITE 802
WASHINGTON, D.C. 20006

A. RICHARD METZGER, JR.
PHONE (202) 777-7729

PHONE (202) 777-7700
FACSIMILE (202) 777-7763

January 22, 2003

BY ELECTRONIC DELIVERY

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

Re: *Ex Parte Presentation*, Review of the Section 251
Unbundling Obligations of Incumbent Local Exchange
Carriers, CC Docket Nos. 01-338, 96-98, 98-147

Dear Ms. Dortch:

On January 21, 2003, Donna Sorgi and Kimberly Scardino of WorldCom, Inc. (WorldCom), and the undersigned, counsel for WorldCom, met with Daniel Gonzalez, Senior Legal Advisor to Commissioner Martin, and, later in the day, separately spoke by telephone with Jordan Goldstein, Senior Legal Advisor to Commissioner Copps. During those discussions, representatives of WorldCom emphasized points previously advanced in this proceeding, including the vital importance of the unbundled network element platform (UNE-P) for serving residential customers, the continued need for access to the network elements necessary to provide DSL service to UNE-P customers, the results of the economic model submitted in the proceeding by MiCRA,¹ and the ability of the state commissions to examine factual issues affecting "impairment" on a granular basis.

Pursuant to section 1.1206(b)(2) of the Commission's rules, 47 C.F.R. § 1.1206(b)(2), this letter is being provided to you for inclusion in the public record of the above-referenced proceeding.

Sincerely,

/s/ A. Richard Metzger, Jr.

A. Richard Metzger, Jr.

cc: Daniel Gonzalez
Jordan Goldstein

¹ See, e.g., MiCRA Slides attached to *Ex Parte* Letter from Kimberly Scardino to Marlene H. Dortch, CC Docket Nos. 01-338, 96-98, 98-147 (Jan. 17, 2003).