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January 23, 2002

VIA ELECTRONIC SUBMISSION

Ms. Marlene H. Dortch
Secretary
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Dear Ms. Dortch:

Re: **Memorandum of Ex Parte Communication**

CC Docket No. 01-338, Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers

CC Docket No. 96-98, Implementation of the Local Competition Provisions in the Telecommunications Act of 1996

CC Docket No. 98-147, Deployment of Wireline Services Offering Advanced Telecommunications Capability

On January 22, 2003, SBC representatives met with Christopher Libertelli, Chairman Powell's Legal Advisor regarding the above-listed proceedings. Participating on behalf of SBC were Chris Rice (Senior Vice President – Network Planning and Engineering), Jim Smith (Senior Vice President - FCC) and Dorothy Attwood (Senior Vice President – Federal Regulatory Strategy & Integration). SBC representatives explained that residential customers can profitably be served using unbundled loops and CLEC-provided switching, that requesting carriers must provide a significant amount of local traffic in order to convert special access services to unbundled loop / transport combinations and the negative impacts of subjecting broadband investment to unbundling obligations. SBC's comments were consistent with its filed materials in the record of these proceedings and no written materials were used during the meeting.

Pursuant to Section 1.1206(b) of the Commission's rules, this *ex parte* is being electronically filed. I ask that this *ex parte* be recognized with the proceedings identified above.

Please call me should you have any questions.

Sincerely,

cc: C. Libertelli